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The President

EXECUTIVE ORDER 9534

DESIGNATING THE FEDERAL LOAN ADMINISTRATOR AND THE WAR FOOD ADMINISTRATOR AS MEMBERS OF THE ECONOMIC STABILIZATION BOARD

By virtue of the authority vested in me by the Constitution and the statutes of the United States, particularly by the act of October 2, 1942 (56 Stat. 765) and as President of the United States and Commander in Chief of the Army and Navy, the Federal Loan Administrator and the War Food Administrator are hereby designated as additional members of the Economic Stabilization Board established by section 2 of Title I of Executive Order 9250 of October 3, 1942, and the said order is amended accordingly.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,
April 3, 1945.

[F. R. Doc. 45-5438; Filed, Apr. 4, 1945;
10:53 a. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter XI—War Food Administration (Distribution Orders)

[WFO 87]

PART 1460—FATS AND OILS

FATTY ACID INVENTORIES

The fulfillment of requirements for the defense of the United States has resulted in a shortage in the supply of fatty acids for defense, for private account, and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1460.42 *Restrictions on inventories of fatty acids*—(a) *Definitions*. (1) "Fatty acids" means all the grades and qualities of distilled and undistilled fatty acids produced from animal, vegetable,

fish, or other marine animal fats and oils, excluding crude and refined tall oil, raw or acidulated foots produced in the refining of animal, vegetable, fish or other marine animal fats or oils, pitch, stearic acid, distilled red oil, and fatty acids which have been processed to the extent that they no longer exist as such by reason of chemical changes or compounding with non-fatty materials.

(2) "Specific class," as applied to fatty acids, means one or more grades or qualities of fatty acids used interchangeably.

(3) "User" means any person who uses fatty acids in the manufacture of any other product, regardless of whether fatty acids are incorporated into such product.

(4) "Distributor" means any person who acquires fatty acids for resale.

(5) "Inventory" means the total quantity of a specific class of fatty acids owned by any person, wherever located, excluding fatty acids produced by such person or delivered to him pursuant to specific authorization of the Director.

(6) "Eastern zone" means that area of the 48 States of the United States and the District of Columbia lying east of the eastern boundaries of the States of Montana, Wyoming, Colorado, and New Mexico.

(7) "Western zone" means that area of the 48 States of the United States and the District of Columbia lying west of the eastern boundaries of the States of Montana, Wyoming, Colorado, and New Mexico.

(8) "Current rate of consumption" as determined on any particular date, means the amount of any specific class of fatty acids used during the calendar month immediately prior to such date, or the amount thereof scheduled for use during the calendar month immediately following such date.

(9) "Maximum unit" means the largest single, segregate, commercial quantity of any specific class of fatty acids shipped to and accepted by any person during the calendar year 1944.

(10) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

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NOTICE

Book 1 of the 1943 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per copy. This book contains the material in Titles 1-31, including Presidential documents, issued during the period from June 2, 1943, through December 31, 1943.

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(11) "Director" means the Director of Marketing Services, War Food Administration.

(b) *Inventory restrictions.* Except as hereinafter provided:

(1) No user shall accept delivery of any specific class of fatty acids in any quantity which will cause his inventory to exceed the following number of days' supply based upon his current rate of consumption:

(i) Users located in the Eastern zone—30 days' supply;

(ii) Users located in the Western zone—45 days' supply;

(2) No distributor shall accept delivery of any specific class of fatty acids in any quantity which will cause his inventory to exceed the following number of days' supply based upon his deliveries during the preceding calendar month:

(i) Distributors located in the Eastern zone—20 days' supply;

(ii) Distributors located in the Western zone—30 days' supply.

(c) *Inventory exemption—Maximum units.* Subject to the requirements of paragraph (d) of this order, any user or distributor whose inventory does not exceed two-thirds of the quantity which he is permitted to have under the applicable provision of paragraph (b) may accept delivery of not more than one maximum unit, provided that such acceptance shall not cause his inventory to exceed twice the quantity which he is permitted to have under the applicable provision of paragraph (b)

(d) *Inventory certificates.* No person shall deliver and no person shall accept delivery of more than 50 pounds of fatty acids in any calendar month unless the person accepting delivery executes and furnishes to his supplier a certificate in the following form:

The undersigned hereby certifies to the War Food Administration and to _____ Name and _____ that he is familiar with address of supplier the terms of War Food Order No. 87, that this certificate is furnished in order to enable the undersigned to acquire _____ pounds of fatty acids, to be delivered on or about _____, and that the receipt by him of such fatty acids will not increase his inventory beyond the amount permitted under War Food Order No. 87.

_____ Purchaser
_____ By _____
Date _____ Authorized official

(e) *Transfers between branches or departments.* The transfer of fatty acids between units, departments, branches, plants, or companies owned, controlled, or directed by the same person, but engaged in separate activities as distributors or users, shall constitute delivery and acceptance of delivery within the meaning of this order.

(f) *Records and reports.* (1) All certificates executed under this order shall be retained for at least two years and shall, upon request, be submitted to the Director for examination. All statements contained in such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(2) The Director shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(3) Every person subject to this order shall, for at least two years or for such period of time as the Director may designate, maintain an accurate record of his transactions in fatty acids.

(g) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(h) *Audits and inspections.* The Director shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of fatty acids of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(i) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Director. After said review, the Director may take such action as he deems appropriate, which action shall be final.

(j) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using fatty acids. Any person who willfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, a provision of this order.

(k) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(l) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 87, Fats and Oils Branch, Office of Marketing Services, War Food Administration, Washington 25, D. C.

(m) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(n) *Effective date.* This order shall become effective at 12:01 a. m., e. v. t., April 1, 1945.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and all subsequent reporting and record-keeping requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 31st day of March 1945.

WILSON COWEN,
Assistant War Food Administrator.

[F. R. Doc. 45-5295; Filed, Apr. 2, 1945;
12:20 p. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 3340]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

CONTROL PRODUCTS CO.

§ 3.6 (b) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.6 (y) *Advertising falsely or misleadingly—Safety:* § 3.71 (e) *Neglecting, unfairly or deceptively, to make material disclosure—Safety.* In connection with the offering for sale, sale, or distribution of respondent's device known as "Control Flow and Adjuster", or any other device of substantially similar construction or performing substantially similar functions, whether sold under the same name or under any other name, disseminating, etc., any advertisements by means of United States mails, or in commerce, or by any means to induce, etc., directly or indirectly, purchase in commerce, etc.,

of said device, which advertisements represent, directly or through inference, (a) that the use of respondent's device constitutes a competent or proper treatment for constipation; (b) that the use of respondent's device has any therapeutic value in the treatment of piles, fistula, colitis, gallstones, kidney and bladder trouble, cystitis, Bright's disease, consumption, cancer, appendicitis, rheumatism, lumbago, varicose veins, swollen legs and ankles, yellow jaundice, gastric ulcer, enlarged prostate gland, or vaginal disorders; (c) that respondent's device may be safely used in colonic or vaginal irrigations; or (d) that the use of respondent's device in conjunction with respondent's Clentol Antiseptic Nodules or any other tablets of similar composition has bactericidal effects or any other therapeutic value; or which advertisements (e) fail to reveal that the use of respondent's device for colonic irrigation by attaching said device directly to the water faucet may result in sufficient pressure to burst or perforate the intestine, particularly when appendicitis or an ulcerous condition is present, resulting in peritonitis or other serious or irreparable injury to health; or (f) fail to reveal that the use of respondent's device for vaginal irrigation or douche by attaching said device directly to the water faucet may result in sufficient pressure to force infection, when present in the vaginal cavity, into the Fallopian tubes, resulting in an infectious condition which may cause serious and irreparable injury to health prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, Control Products Company, Docket 3340, March 20, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 20th day of March, A. D. 1945.

In the Matter of Callie E. Morris, an Individual Doing Business Under the Trade Name of Control Products Company

This proceeding having been heard by the Federal Trade Commission upon the amended complaint of the Commission, testimony and other evidence in support of, and in opposition to, the allegations of said amended complaint, taken before an examiner of the Commission therefore duly designated by it, report of the trial examiner upon the evidence and exceptions filed thereto, and briefs filed by counsel for the Commission; and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Callie E. Morris, an individual doing business under the trade name of Control Products Company, or doing business under any other name, his representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale, or distribution of his device known as "Control Flow and Adjuster" or any other device of substantially similar construction or per-

forming substantially similar functions, whether sold under the same name or under any other name, do forthwith cease and desist from:

1. Disseminating or causing to be disseminated any advertisement by means of the United States mails or by any means in commerce as "commerce" is defined in the Federal Trade Commission Act which advertisement represents directly or through inference:

a. That the use of respondent's device constitutes a competent or proper treatment for constipation.

b. That the use of respondent's device has any therapeutic value in the treatment of piles, fistula, colitis, gallstones, kidney and bladder trouble, cystitis, Bright's disease, consumption, cancer, appendicitis, rheumatism, lumbago, varicose veins, swollen legs and ankles, yellow jaundice, gastric ulcer, enlarged prostate gland, or vaginal disorders.

c. That respondent's device may be safely used in colonic or vaginal irrigations.

d. That the use of respondent's device in conjunction with respondent's Clentol Antiseptic Nodules or any other tablets of similar composition has bactericidal effects or any other therapeutic value.

2. Disseminating or causing to be disseminated any advertisement by means of the United States mails or by any means in commerce as "commerce" is defined in the Federal Trade Commission Act which advertisement fails to reveal that the use of respondent's device for colonic irrigation by attaching said device directly to the water faucet may result in sufficient pressure to burst or perforate the intestine, particularly when appendicitis or an ulcerous condition is present, resulting in peritonitis or other serious or irreparable injury to health.

3. Disseminating or causing to be disseminated any advertisement by means of the United States mails or by any means in commerce as "commerce" is defined in the Federal Trade Commission Act which advertisement fails to reveal that the use of respondent's device for vaginal irrigation or douche by attaching said device directly to the water faucet may result in sufficient pressure to force infection, when present in the vaginal cavity, into the Fallopian tubes, resulting in an infectious condition which may cause serious and irreparable injury to health.

4. Disseminating or causing to be disseminated any advertisement by any means for the purpose of inducing or which is likely to induce, directly or indirectly, the purchase in commerce as "commerce" is defined in the Federal Trade Commission Act of respondent's device, which advertisement contains any of the representations prohibited in paragraph 1 hereof and the respective subdivisions thereof or which fails to comply with the requirements set forth in paragraphs 2 and 3 hereof.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and

form in which he has complied with this order.

By the Commission.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-5444; Filed, Apr. 4, 1945;
11:04 a. m.]

[Docket No. 5129]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

L. P. MAGGIONI & CO.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the sale and distribution of seafood products or any other commodity in commerce, paying or granting, directly or indirectly, to any buyer, anything of value as a commission, brokerage, or other compensation, or any allowance or discount in lieu thereof, upon purchases made for such buyer's own account; prohibited. (Sec. 2 (c) 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, L. P. Maggioni & Company, Docket 5129, March 20, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 20th day of March, A. D. 1945.

In the Matter of Joseph O. Maggioni, Joseph S. Cafiero, and Madeline Cafiero, Doing Business as L. P. Maggioni & Company

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of respondents, which answer admits, with certain exceptions, the material allegations of fact set forth in said complaint and waives all intervening procedure and further hearing as to said facts; and the Commission having made its findings as to the facts and its conclusion that said respondents have violated the provisions of subsection (c) of section 2 of the act of Congress entitled, "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act) as amended by an Act of Congress approved June 19, 1936.

It is ordered, That the respondents, Joseph O. Maggioni, Joseph S. Cafiero, and Madeline Cafiero, doing business as L. P. Maggioni & Company or under any other name, and their agents, employees, and representatives, directly or through any corporate or other device, in connection with the sale and distribution of seafood products or any other commodity in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer, anything of value as a commission, brokerage, or other compensation, or any allowance or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That the respondents shall, within sixty (60) days

after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-5443; Filed, Apr. 4, 1945;
11:04 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Amdt. 297]

PART 691—REGULATIONS FOR CAMPS OPERATED BY THE NATIONAL SERVICE BOARD FOR RELIGIOUS OBJECTORS

DISCIPLINE

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service regulations, second edition, are hereby amended in the following respect:

Amend paragraphs (c) and (e) and add paragraph (h) to § 691.17 to read as follows:

§ 691.17 *Discipline.* * * *

(c) If, after reporting to camp, an assignee departs or absents himself from the camp without authority, the camp director shall immediately make a report thereof to the Director of Selective Service and may make a report thereof to the proper United States Attorney.

(e) Loss of time of over 24 hours because of the assignee's absence without leave, sickness or injury due to his own misconduct, confinement by civil authorities following conviction, or willful failure to perform duties must be made up. An assignee shall forfeit three days of furlough time for each day of unauthorized absence. This provision is mandatory in every case where unauthorized absence is established. In no event, however, may an assignee be retained in camp longer than his maximum period of service as prescribed by law.

(h) A report by the camp director to the Director of Selective Service or to the proper United States Attorney of any violation of the Selective Training and Service Act of 1940, as amended, or of the regulations in this part by an assignee or the taking or refusal to take any disciplinary action against an assignee by the Director of Selective Service or by a camp director for such violation shall not be a condition precedent to the prosecution of any assignee under the provisions of section 11 of the Selective Training and Service Act of 1940, as amended. Such prosecution may occur irrespective of whether the camp director has made any such report and irrespective of whether any disciplinary action has been taken by the camp director or the Director of Selective Service as to such assignee.

The foregoing amendment to the Selective Service regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director

APRIL 2, 1945.

[F. R. Doc. 45-5384; Filed, Apr. 3, 1945;
12:51 p. m.]

[Amdt. 298]

PART 692—RULES AND REGULATIONS FOR
GOVERNMENT-OPERATED CAMPS

DISCIPLINE

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service regulations, Second Edition, are hereby amended in the following respect:

Amend paragraph (c) and add paragraph (j) to § 692.17 to read as follows:

§ 692.17 *Discipline.* * * *

(c) If, after reporting to camp, an assignee departs or absents himself from the camp without authority, the camp director shall immediately make a report thereof to the Director of Selective Service and may make a report thereof to the proper United States Attorney.

* * * * *

(j) A report by the camp director to the Director of Selective Service or to the proper United States Attorney of any violation of the Selective Training and Service Act of 1940, as amended, or of the regulations in this part, by an assignee or the taking or refusal to take any disciplinary action against an assignee by the Director of Selective Service or by a camp director for such violation shall not be a condition precedent to the prosecution of any assignee under the provisions of section II of the Selective Training and Service Act of 1940, as amended. Such prosecution may occur irrespective of whether the camp director has made any such report and irrespective of whether any disciplinary action has been taken by the camp director or the Director of Selective Service as to such assignee.

The foregoing amendment to the Selective Service regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director

APRIL 2, 1945.

[F. R. Doc. 45-5385; Filed, Apr. 3, 1945;
12:51 p. m.]

Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 230 and 59 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9340, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. C4.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-743]

LONNIE L. DANIEL

Lonnie L. Daniel, residing at 233 Pioneer Street, East Gadsden, Alabama, is engaged in the business of construction, sale, and repair of houses. During the period from June 15, 1944 through September 15, 1944, Lonnie L. Daniel in eight instances, began and thereafter continued the construction of new residences in East Gadsden, Alabama, five of which are located at 115, 117, 219, 221 and 223 Pioneer Street, one at 102 West Kentucky Avenue, another at the corner of Allen and Kentucky Avenues, and the last at 316—9th Street. Both the estimated cost and the actual expenditure for labor and new material in each construction job above referred to was in excess of \$200 and each was in violation of Conservation Order L-41.

Lonnie L. Daniel was aware of the War Production Board restrictions on construction and the beginning and carrying on of each of the above construction jobs without authorization constituted at least grossly negligent, if not wilful violations of Conservation Order L-41. These violations of Conservation Order L-41 have diverted critical materials to uses not authorized by the War Production Board and have hampered and impeded the war effort of the United States. In view of the foregoing, it is hereby ordered, that:

§ 1010.743 *Suspension Order No. S-743.* (a) Neither Lonnie L. Daniel, his successors or assigns, nor any other person, shall do any construction on any of the premises of East Gadsden, Alabama as follows: premises located at 115 Pioneer Street, 117 Pioneer Street, 219 Pioneer Street, 221 Pioneer Street, 223 Pioneer Street, 102 West Kentucky Avenue, 316—9th Street and premises located at the corner of Allen and Kentucky Avenues, including the putting up or altering of any of the structures located on any of said premises in East Gadsden, Alabama, unless hereafter specifically authorized in writing by the War Production Board.

(b) For a period of three months beginning April 3, 1945 and ending July 3, 1945, deliveries of material to Lonnie L. Daniel, his successors and assigns, shall not directly or indirectly be accorded priority over deliveries, under any other contract or order and no preference rating shall be assigned, applied or extended to such deliveries by means of preference rating certificates, preference rating orders, general preference orders or any other order or regulation of the War Production Board, unless hereafter specifically authorized in writing by the War Production Board.

(c) Nothing contained in this order shall be deemed to relieve Lonnie L. Daniel, his successors and assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 27th day of March 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-5439; Filed, Apr. 3, 1945;
4:06 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-744]

MENDALL BENJAMIN CO.

Mendall Benjamin, doing business as Mendall Benjamin Company, at 122 Gold Street, Worcester, Massachusetts, is a distributor of copper tubing and various kinds of plumbing supplies. Between January 1 and October 15, 1944 Mendall Benjamin purchased and obtained delivery of 9,814 pounds of copper tubing by an improper use of allotment symbol V-3 and the preference rating AA-3, in that he extended a rating of AA-3 and endorsed the V-3 allotment symbol provided by CMP Regulation 9A and used the certification prescribed in that regulation although he was not the kind of distributor entitled to extend such rating or endorse such allotment symbol, and he thereby subjected himself to the action provided for in Priorities Regulation No. 1. These transactions were grossly negligent violations as to the purchase of 5,757 pounds of copper tubing and wilful violations as to the purchase of 4,057 pounds of copper tubing. Between January 1 and August 31, 1944, Mendall Benjamin sold a substantial portion of said copper tubing on unauthorized purchase orders, in violation of CMP Reg. 4. This violation was the result of gross negligence.

These violations of Priorities Regulation No. 1 and CMP Reg. 4 have diverted critical material to uses unauthorized by the War Production Board and have interfered with the controls established by the War Production Board for priorities and allocation of critical materials and have hampered and impeded the war effort of the United States of America. In view of the foregoing, it is hereby ordered, that:

§ 1010.744 *Suspension Order No. S-744.* (a) From the effective date of this suspension order until December 31, 1945, Mendall Benjamin, shall not order or accept delivery of any copper tubing unless hereinafter authorized by the War Production Board.

(b) For a period of four months from the effective date of this order, the said Mendall Benjamin, shall not apply or extend any preference ratings or use any CMP allotment symbols, regardless of the delivery date named in any purchase order to which such ratings may be applied or extended or on which CMP

allotment symbols are used, for materials ordered or required for the purpose of resale.

(c) The restrictions and prohibitions contained herein shall apply to Mendall Benjamin, doing business as Mendall Benjamin Company or under any other name, his successors or assigns or any persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(d) Nothing contained in this order shall be deemed to relieve Mendall Benjamin, doing business as Mendall Benjamin Company, his successors or assigns, from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(e) This order shall take effect on April 3, 1945.

Issued this 27th day of March 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-5422; Filed, Apr. 3, 1945;
4:06 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-745]

BELL LUMBER CO.

Bell Lumber Company, a Michigan corporation with principal offices at 5251 East Outer Drive, Detroit, Michigan, is a distributor of lumber. During the month of August 1944, Bell Lumber Company delivered lumber in excess of 7,000 board feet to consumers on orders which bore none of the certifications required by paragraph (q) of Limitation Order L-335, or, where such orders were verbal, were not confirmed immediately by confirmations bearing the appropriate certification. The respondent also admitted that orders for which certifications could not be obtained would amount to approximately the same figure for the months of June and July, 1944. The responsible officers of the corporation were familiar with the provisions of Limitation Order L-335 and the company's acts, therefore, constituted wilful violations of the order.

These violations have interfered with the controls established by the War Production Board for the assignment of priorities. In view of the foregoing, it is hereby ordered, that:

§ 1010.745 *Suspension Order No. S-745.* (a) The Bell Lumber Company, its successors or assigns, shall not for four months from the effective date of this order, sell, transfer or deliver lumber as defined in Limitation Order L-335 except upon purchase orders bearing the appropriate certificate required by paragraph (q) of Limitation Order L-335, or, where such orders are verbal or placed by telegraph, they must be confirmed immediately in writing bearing the appropriate certification.

(b) Nothing contained in this order shall be deemed to relieve Bell Lumber

Company, its successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(c) This order shall take effect on April 3, 1945.

Issued this 27th day of March 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-5423; Filed, Apr. 3, 1945;
4:06 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 25, Interpretation 2]

USE OF SMALL ORDER PROCEDURE

The following interpretation is issued with respect to Priorities Regulation 25:

(a) Paragraph (1) (2) of Priorities Regulation 25, as amended February 21, 1945, provides that no other rating or allotment symbol may be used to get production materials for a schedule authorized under a spot authorization, except the one assigned to that schedule, or except one specifically assigned by WPB for a specific material or product for use in the schedule.

(b) This paragraph prohibits the use of the "SO" symbol in placing small orders under the "Small Order Procedure" provided in paragraph (1) of CMP Regulation 1.

(c) Similarly, a manufacturer of a Class A product who receives an order identified by the Z-1 allotment symbol may not treat it as a small order as provided by paragraph (1) (8) of CMP Regulation 1, unless his customer in fact makes an allotment to cover it.

Issued this 4th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-5453; Filed, Apr. 4, 1945;
11:22 a. m.]

PART 3133—PRINTING AND PUBLISHING

[Limitation Order L-241, as Amended Apr. 4, 1945]

COMMERCIAL PRINTING AND DUPLICATING

Scope

(a) The purpose of this order.

Definitions and explanations.

- (b) Commercial printing.
- (c) Printer.
- (d) Paper.
- (e) Use.
- (f) Production waste.
- (g) Inventory.
- (h) Transfer of quotas.
- (i) Exceptions.

Consumption quota

- (j) Printing which is covered by other orders.
- (k) Printing which is not restricted.
- (l) Computation of consumption quota.
- (m) Borrowing and carry-over.
- (n) Total permitted consumption.
- (o) Small magazine and book publishers.
- (p) Certification to printer.

Delivery restrictions

- (q) Limit on tonnage which may be accepted.
- (r) Certification to paper dealer or mill.

Material printed in violation of War Production Board orders

(s) Restrictions on paper suppliers, printers and binders.

Issuance of schedules

(t) Prohibited and restricted uses of paper and paperboard.

Miscellaneous provisions

- (u) Records.
- (v) Applicability of regulations.
- (w) Appeals.
- (x) Communications.
- (y) Violations.

Schedule I

- (a) Limits on basis weights.
- (b) Exceptions to limits on basis weights.
- (c) Exceptions to Order L-120.

Schedule II

(a) Commercial printing which is charged against the quota of both the printer and the person who causes it to be printed.

(b) Shopping guides, free distribution newspapers, want ad publications, free distribution publications in newspaper format.

- (c) Miscellaneous publications.
- (d) Catalogs.
- (e) Certification.

Scope

§ 3133.9 *Limitation Order L-241—(a) The purpose of this order* This order does four things: First it limits the tonnage of paper which a printer may use for commercial printing. This is called his "consumption quota", and is based upon the tonnage of paper which he used for commercial printing in 1941. A printer may not exceed his consumption quota even though the paper is physically available to him. Second, it limits the tonnage of paper which may be accepted by or on behalf of a printer. It also limits the tonnage of paper which may be accepted by a purchaser of commercial printing for a printer's use. Third, it limits the basis weight of paper which may be used in printing certain items. Fourth, it limits the tonnage of paper which a person may cause to be consumed in printing certain items.

Definitions and Explanations

(b) *Commercial printing.* "Commercial printing" means all printing or duplicating produced by any type of printing machine covered by Order L-226 or any type of duplicating machine covered by Order L-54-c, List I, item 5. However, this order does not affect printing which is covered by other orders of the War Production Board, as described in paragraph (j) "Printed matter" includes duplicated matter as well as printed matter.

If a person is uncertain as to whether particular printed matter is "commercial printing" as defined in this order, or whether it is covered by Schedules I or II of this order, he may ask the War Production Board for an official determination. The War Production Board may also make this determination upon its own motion. Such a determination may be made only by the Washington office of the War Production Board and shall be issued to the printer or publisher in

the name of the Recording Secretary of the War Production Board. It shall be conclusive for the purpose of this order, unless revoked or modified by the same authority.

(c) *Printer.* The term "printer" is used throughout this order, for the sake of convenience and brevity, to include printers who operate printing machines and duplicators who operate duplicating machines. The order applies to every printer, including a printer who operates a private or "captive" plant as well as a printer who does work for the trade. The term does not include a publisher or a person who orders printing.

(d) *Paper.* "Paper" means any grade, quality, type, basis weight or size of paper, gummed paper, paperboard or bristol used in commercial printing. The term includes paper reclaimed wholly or partly from printed or unprinted waste, as well as paper made entirely from virgin fiber.

(e) *Use.* (1) Paper is "used" when ink is first applied to it by a printer. However, paper is not "used" under this order when ink is applied to it by pen-ruling equipment. Sometimes paper is put through a press more than once, either by the same printer or by different printers—for instance, when several colors are used or when the imprint of a particular distributor is added after part of the printing is done. For the purposes of this order the paper is deemed to be "used" when the first application of ink is made by a printer. It makes no difference how many other applications of ink are put on the paper by the same or different printers.

(2) When a job is started in one calendar quarter and runs over into the next, the paper actually used during each quarter must be charged against the printer's consumption quota for that quarter. The entire job may not be regarded as if it were started and finished in the same quarter.

(f) *Production waste.* All production waste before, during and after printing (such as trim and waste sheets) shall be included in determining the tonnage of paper which a printer uses in commercial printing.

(g) *Inventory.* A printer's "inventory" means the aggregate weight of all kinds, grades, sizes, basis weights and items of paper available for his immediate or possible future use under Order L-241, including paper for use in printing which is unrestricted under paragraph (k) and paper purchased by a printer's customer for that printer's ultimate use under Order L-241. It is immaterial whether such paper is in the printer's hands or in the hands of a paper dealer or other person. Paper in transit is not included.

(h) *Transfer of quotas.* (1) Quotas provided by one War Production Board order may not be used for the purposes set forth in any other order. Thus, for example, a printer may not use for commercial printing any part of a consumption quota established under Order L-240 (Newspapers), Order L-244 (Magazines) or Order L-245 (Books and Booklets), and he may not permit any part of his

consumption quota established under this order to be used for newspapers, magazines or books. An exception to this rule is stated in paragraph (o).

(2) It sometimes happens that one printer does work for another printer, and there is a question as to which one should deduct the paper from his quota. Printer A may "farm out" certain work by purchasing "press time" from printer B. This may be done, for example, where printer A cannot fill an order for a customer because he does not have available the right equipment, material, personnel, or facilities. In such a case, where the customer looks only to A for the finished product and where B acts merely as a sub-contractor, the paper may be charged against A's quota, even though B actually does the printing provided the order from A to B specifically states these facts. This does not mean that A may assign his quota to B. The rules governing the assignability of quotas are stated in Priorities Regulation 7A.

(i) *Exceptions.* Certain paragraphs of this order contain exceptions to general rules. These exceptions apply only to the provisions to which they specifically refer. They do not apply to any other portions of the order.

Consumption Quota

(j) *Printing which is covered by other orders.* Certain types of printing are not covered by this order. When a printer adds up the weight of paper which he used in 1941, he may not count the paper which went into those items. Also, a printer may not use the consumption quota which he gets under this order for the printing of any of those items, except as provided in paragraph (o). They are:

- (1) Newspapers (defined in Limitation Order L-240).
- (2) Magazines (defined in Limitation Order L-244).
- (3) Books (defined in Limitation Order L-245).
- (4) Greeting cards and illustrated post cards (defined in Limitation Order L-229).
- (5) Displays (defined in Limitation Order L-294).
- (6) Wallpaper (defined in Limitation Order L-177).
- (7) Commercial printing for governmental units (defined in Limitation Order L-340).
- (8) Boxes (defined in Limitation Order L-239).
- (9) Converted products named in Lists A, B, C or D of General Conservation Order M-241-a, except gummed paper.
- (10) Any other "converted products" defined in General Conservation Order M-241-a except those which must be printed in order to serve the purpose for which they are made.

(k) *Printing which is not restricted.*

(1) A printer is not limited in the amount of paper which he may use for printing which is ordered by a contractor who will subsequently deliver the printing to the Army, Navy, Maritime Commission or War Shipping Administration as a part of a contract for an item purchased by one of those agencies. When only part of an order for printing is required for delivery to one of those agencies under such a contract, the printer must charge

the paper used in the remaining part against his consumption quota.

(2) A printer is not limited in the amount of paper which he may use for official Army or Navy post, camp, station or unit newspapers if:

(i) They are ordered by the officer in command of the Army or Navy establishment on official War Department or Navy Department purchase orders, requisitions or contracts;

(ii) They contain no paid advertising; and

(iii) They are not owned, edited or operated by civilians but are run entirely by military personnel (although the printing may be done in commercial plants).

(3) A printer is not limited in the amount of paper which he may use for social stationery bearing the printed insignia or identification of an Army or Navy post, camp, station or unit, and sold in packages with envelopes to post exchanges or Ships Service Departments; the manufacture of envelopes, however, is controlled by Order M-241-a.

Note: Subparagraphs (4) and (5) formerly (3) and (4) redesignated Apr. 4, 1945.

(4) No person may order commercial printing under paragraph (k) and no person may accept such an order, unless the person placing the order furnishes to that printer a certification in substantially the following form, signed manually or as provided in Priorities Regulation 7 (§ 944.27) by an official duly authorized for such purpose:

The undersigned certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the printer and to the War Production Board that he is familiar with paragraph (k) of Order L-241 and that this purchase order is for printing governed by paragraph (k) of Order L-241. [If only part of the order is covered by paragraph (k) specify what part.]

(5) When a printer adds up the weight of paper which he used in 1941, he may not count the paper which went into the items described in paragraphs (k) (1) and (k) (2) above. Also, a printer may use an unlimited amount of paper for those items from now on.

(i) *Computation of consumption quota.* In the second calendar quarter of 1944 and in each calendar quarter after that, no printer may use for commercial printing any paper in excess of his quarterly consumption quota, which shall be computed as follows:

(1) Determine the printer's "quarterly base tonnage" according to either of the two following methods, depending on his individual needs. Having selected one method, the printer must use that method throughout the year.

First method:

(i) Add up the total pounds of paper used in 1941 for all types of printing;

(ii) Subtract the pounds of paper used in 1941 for the items covered by other orders, as listed in paragraph (j) above;

(iii) Subtract the pounds of paper used in 1941 for the unrestricted items listed in paragraph (k) above;

(iv) Divide by four. This is the printer's "quarterly base tonnage" from which the required reductions shall be made.

Second method:

(1) Add up the total pounds of paper used during the same calendar quarter of 1941 for all types of printing;

(ii) Subtract the pounds of paper used during that quarter of 1941 for the items covered by other orders, as listed in paragraph (j) above;

(iii) Subtract the pounds of paper used during that quarter of 1941 for the unrestricted items listed in paragraph (k) above.

(iv) The balance is the printer's "quarterly base tonnage" from which the required reductions shall be made.

(2) If the printer's quarterly base tonnage is not more than $1\frac{1}{4}$ tons, his quarterly consumption quota is $1\frac{1}{4}$ tons. Moreover, any person who used no paper whatever for commercial printing in 1941 may use a total of $1\frac{1}{4}$ tons per calendar quarter for commercial printing, beginning with the second quarter of 1944.

(3) If the printer's quarterly base tonnage is more than $1\frac{1}{4}$ tons, but not more than 5 tons, his quarterly consumption quota is the same as his quarterly base tonnage. Such a printer is not permitted to increase his quota to 5 tons in a quarter of 1944 if his quarterly base tonnage is less than 5 tons. For example, if a printer used 4 tons of paper in the second quarter of 1941, his quota for the second quarter of 1944 is 4 tons.

(4) If the printer's quarterly base tonnage is more than 5 tons but less than $6\frac{1}{2}$ tons, his quarterly consumption quota is 5 tons. For example, if a printer used 6 tons of paper in the second quarter of 1941, the 25 percent cut would, if it were applicable, limit him to $4\frac{1}{2}$ tons in the second quarter of 1944. However, he need not make this entire reduction, for his quota in that quarter is 5 tons.

(5) If the printer's quarterly base tonnage is more than $6\frac{1}{2}$ tons his quarterly consumption is 75 percent of his quarterly base tonnage.

(6) In every case, the printer's quarterly consumption quota is subject to the borrowing and carry-over provisions contained in paragraph (m).

A printer may use his quarterly consumption quota for any type of printing which is not covered by other orders, as listed in paragraph (j). Also, he may use any amount of paper in addition to his quarterly consumption quota for the unrestricted items described in paragraph (k).

(m) *Borrowing and carry-over* (1) A printer may add, under either method of computation, an extra 15 percent to his consumption quota in any quarter if he subtracts that amount from his consumption quota for the next quarter.

(2) A printer may carry over for future use accumulated savings resulting from under-use of quota (commencing with the fourth quarter of 1943) but he may not use in a calendar quarter any portion of his carry-over in excess of 15% of his consumption quota for that quarter. For example, if a printer's quarterly consumption quota is 100,000 pounds and his accumulated carry-over

is 25,000 pounds, he may use in the current quarter, in addition to his quarterly consumption quota, 15,000 pounds of carry-over (i. e., 15% of 100,000 pounds) or a total of 115,000 pounds. The balance of the carry-over may be used in subsequent quarters, subject to the provisions of this paragraph.

(n) *Total permitted consumption.* A printer may use in any calendar quarter:

(1) His quarterly consumption quota as determined under paragraph (1)

(2) Plus permitted borrowing from his consumption quota for the next calendar quarter as provided in paragraph (m) (1)

(3) Plus any less-than-quota savings which may be used in that calendar quarter as provided in paragraph (m) (2) or minus any tonnage which had been borrowed during the preceding calendar quarter from his consumption quota for that calendar quarter, as provided in paragraph (m) (1)

(4) Plus ex-quota tonnage, if any, which may have been granted on appeal for consumption in that calendar quarter.

(o) *Small magazine and book publishers.* (1) If a magazine publisher's quarterly base tonnage is less than $1\frac{1}{4}$ tons, or if a person has no quarterly base tonnage for the publication of magazines, he may cause up to a total of $1\frac{1}{4}$ tons of paper to be used for the printing of his magazines in any calendar quarter, *Provided* the tonnage in excess of his quarterly base tonnage, if any, is deducted from a commercial printer's consumption quota under Order L-241. Publishers who consume paper under this provision shall file with the War Production Board, within 15 days after the calendar quarter in which such paper is used, a letter signed by the publisher and countersigned by the printer setting forth:

(i) The name and address of the publisher,

(ii) The name and address of the printer,

(iii) The title(s) of the magazine(s)

(iv) The publisher's base period consumption, if any,

(v) The tonnage deducted from the commercial printer's quota under Order L-241, and

(vi) The dates of issues printed.

(2) If a book publisher's base tonnage is less than 5 tons, or if a person has no base tonnage for the publication of books, he may cause up to a total of 5 tons of paper to be put into process for the production of his books in any year, *Provided* the tonnage in excess of his base tonnage, if any, is deducted from a commercial printer's consumption quota under Order L-241. Publishers who consume paper under this provision shall file with the War Production Board, within 15 days after such paper is used, a letter signed by the publisher and countersigned by the printer setting forth:

(i) The name and address of the publisher,

(ii) The name and address of the printer,

(iii) The publisher's base period consumption, if any, and

(iv) The tonnage deducted from the commercial printer's quota under Order L-241.

(3) The above reporting requirements have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(p) *Certification to printer* No printer may fill an order for (1) magazines, (2) books, (3) greeting cards or illustrated post cards, (4) commercial printing purchased by a government, or (5) any of the items listed in schedule II of this order, unless he receives, or has previously received, from the person who publishes or issues the item, or causes the item to be printed, a certification in substantially the following form, signed manually or as provided in Priorities Regulation 7 (§ 944.27) by an official duly authorized for such purpose:

The undersigned certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the printer and to the War Production Board that he is familiar with (insert the relevant provision) (1) Order L-244 (magazines), (2) Order L-245 (books), (3) Order L-289 (greeting cards and illustrated post cards), (4) L-340 (governmental commercial printing and duplicating), (5) Schedule II to Order L-241, and that all orders placed by the undersigned with that printer for items regulated by the relevant order (or schedule), as amended from time to time, will be in compliance therewith.

This is a one-time certification and need not accompany each individual order for printing.

Delivery Restrictions

(q) *Limit on tonnage which may be accepted.* (1) During the second calendar quarter of 1945, no printer whose quarterly consumption quota is 25 tons or less may accept, and no person may accept for that printer's use, delivery of any paper for use under Order L-241 in excess of 100% of the tonnage of paper which he lawfully used under Order L-241 in the second calendar quarter of 1944.

(2) During the second calendar quarter of 1945, no printer whose quarterly consumption quota is more than 25 tons may accept, and no person may accept for that printer's use, delivery of any paper for use under Order L-241 in excess of the following percentage of the tonnage of paper which he lawfully used under Order L-241 in the second calendar quarter of 1944.

Number of calendar days' supply in printer's inventory on April 1, 1945:	Percentage of lawful consumption in second quarter of 1944 which printer may accept during second quarter of 1945
32 days' supply or more.....	87
31 days' supply.....	88
30 days' supply.....	89
29 days' supply.....	90
28 days' supply.....	91
27 days' supply.....	92

<i>Number of calendar days' supply in printer's inventory on April 1, 1945:</i>	<i>Percentage of lawful consumption in second quarter of 1944 which printer may accept during second quarter of 1945</i>
26 days' supply.....	93
25 days' supply.....	94
24 days' supply.....	96
23 days' supply.....	97
22 days' supply.....	98
21 days' supply.....	99
20 days' supply or less.....	100

The number of calendar days' supply shall be computed at the average rate of permitted consumption for the second calendar quarter of 1945.

(3) Notwithstanding paragraphs (q) (1) and (q) (2) no printer may accept, and no person may accept for that printer's use, delivery of paper which will cause his total inventory on and after June 30, 1945 to be in excess of 50 calendar days' supply.

Thus, in order to comply with this paragraph, a printer with a comparatively large inventory on April 1, 1945, and a printer whose use of paper in the second quarter of 1945 will be less than his lawful use in the second quarter of 1944 must accept less paper than he would otherwise be permitted to accept under paragraphs (q) (1) and (q) (2). If a printer's inventory on April 1, 1945 exceeds 50 calendar days' supply by more than the total quantity which he will consume during the second quarter of 1945, he may not accept any paper during this quarter.

This additional reduction on the part of printers with comparatively large inventories will make available the tonnage required to permit printers with small consumption quotas and printers with low inventories to accept the percentages specified in paragraphs (q) (1) and (q) (2) in order that it may be possible for all printers to use paper during the second quarter of 1945 at the rate permitted by the order.

NOTE: Paragraph (s) formerly (r) redesignated Apr. 4, 1945.

(r) *Certification to paper dealer or mill.* No printer may order or accept delivery of paper, and no person may deliver paper to a printer, unless the printer furnishes, or has previously furnished, to the person making the delivery, a certification in substantially the following form, signed manually or as provided in Priorities Regulation 7 (§ 944.27) by an official duly authorized for such purpose:

The undersigned printer certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the seller and to the War Production Board that he is familiar with Order L-241 as amended Apr. 4, 1945 and that all purchases by him of items regulated by that order, as amended

from time to time, will be in compliance therewith.

This is a one-time certification and need not accompany each individual order for paper. New certifications must be furnished pursuant to the April 4, 1945 amendment of Order L-241, irrespective of any certifications furnished pursuant to prior amendments.

Material Printed in Violation of War Production Board Orders

(s) *Restrictions on paper suppliers, printers and binders.* (1) No person may sell or deliver any paper which he knows, or has reason to believe, will be accepted or used in violation of this order.

(2) No person may apply ink to any paper if he knows, or has reason to believe, that the printing of such paper will be in excess of the publisher's permitted consumption under Limitation Orders L-240, L-244, L-245, L-289, L-340 or Schedule II of Order L-241.

(3) No person may bind or otherwise process paper if he knows, or has reason to believe, that such paper was used in excess of the printer's permitted consumption under this order.

Issuance of Schedules

(t) *Prohibited and restricted uses of paper and paperboard.* The War Production Board may issue, from time to time, schedules which will prohibit the use of paper in certain items, limit the basis weight of paper which may be used in other items, and limit the tonnage of paper which a person who publishes or issues certain items may cause to be consumed in the printing of those items.

Miscellaneous Provisions

(u) *Records.* In order to assure compliance with this order, every printer must calculate, as accurately as he can, the tonnage of paper which he used during each quarter of 1941 for the items covered by this order. He must also keep accurate records of this type of information for each calendar quarter beginning with January 1, 1943. He must preserve these figures and his work sheets, subject to inspection by War Production Board officials as long as this order remains in force and for 2 years after that.

(v) *Applicability of regulations.* This order and all transactions affected by it are subject to all present and future regulations of the War Production Board.

(w) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter referring to the particular provision appealed from and stating fully the grounds of the appeal, or by filling in the pertinent information on Form WPB-3605. Regardless of the provisions of Priorities Regulation 16, no statement with respect to manpower information on Form WPB-3820 (or letter explaining why that form is not filed) need accompany any appeal.

(x) *Communications.* All communications concerning this order shall be addressed to: War Production Board,

Printing and Publishing Division, Washington 25, D. C., Ref: L-241.

(y) *Violations.* Any person who willfully violates any provision of this order or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, materials under priority control, and may be deprived of priorities assistance.

SCHEDULE I

(a) *Limits on basis weights.* No person may manufacture and no person may cause to be manufactured any of the items listed in this schedule in a basis weight, thickness, area or weight per unit greater than the maximum specified for such use.

(1) Art reproductions, without advertising—basis weight 25 x 36—80#.

(2) Diaries, date books, desk calendar pads, and advertising memo pads—basis weight 17 x 22—16#.

(3) Dodgers and handbills—basis weight 24 x 36—32#.

(4) News letters and loose leaf services other than books (as defined in Order L-245)—basis weight 17 x 22—16# if printed one side, or 17 x 22—18# if printed two sides.

(5) Accounting records, books and forms—basis weight 17 x 22—23#; or if for loose leaf accounting forms used on an automatic posting machine—basis weight 17 x 22—32#.

(6) Corporate securities, checks, domestic and foreign currency—basis weight 17 x 22—24#, except counter checks, 17 x 22—16#.

(7) Notes, contracts, mortgages, wills, deeds, insurance policies, and legal forms—basis weight 17 x 22—16# if printed one side or 17 x 22—20# if printed two sides.

(8) Letterheads—basis weight 17 x 22—16#.

(9) Card indexes and card records—basis weight 25½ x 30½—110#.

(10) Time cards—caliper .014 inches.

(11) County record books and other permanent government records—basis weight 17 x 22—36#.

(12) Prospectuses for the sale of securities—basis weight 17 x 22—16#.

(13) Legal briefs and records on appeal—basis weight 25 x 38—40#.

(14) All other office, business and financial forms, except blank books, and except forms produced by a liquid or gelatin process—basis weight 17 x 22—16#.

(15) Road and street maps and guides for civilian use—basis weight 17 x 22—16#.

(16) Telephone directories—body basis weight 24 x 36—28#; cover basis weight 23½ x 28½—110#.

(17) Admission tickets—basis weight 23½ x 23½—80#, or any coated stock made from raw stock not over 23½ x 23½—80#.

(b) *Exceptions to limits on basis weights.* The above restrictions do not apply to paper which has been manufactured before October 21, 1943.

(c) *Exceptions to Order L-120.* Schedules I and III to Order L-120 provide:

Paper or paperboard may be manufactured for a particular use in any basis weight or thickness permitted for such use by this or any other order of the War Production Board, provided the basis weight or thickness does not exceed the maximum specified by the War Production Board for such use, and provided all other provisions of this or such other orders are fully complied with.

Pursuant to this provision the manufacture of paper in the basis weights specified in this list for items 1, 4, 6, 7, and 16 is hereby permitted.

SCHEDULE II

(a) Commercial printing which is charged against the quota of both the printer and the person who causes it to be printed. Certain commercial printing is subject to a "two-sided" limitation. As is the case with all types of commercial printing covered by this order, the paper consumed in such printing must be deducted from the commercial printer's consumption quota; however, in the case of the material covered by this Schedule II, the same paper must also be deducted from the consumption quota of the person who causes it to be printed. In other words, the publisher or issuer of such material must reduce his consumption of paper by the required percentage and he must also have the printing done by a printer who will debit his consumption quota under paragraph (1) of this order.

Any paper which a commercial printer consumed in such printing during 1941 shall be included in computing his consumption quota under paragraph (1) whether or not he prints any of this material after January 1, 1945. The paper which a commercial printer consumes for such printing after January 1, 1945, must be deducted from his consumption quota, whether or not he printed such material in 1941.

NOTE: Paragraph (b) formerly (c) redesignated Apr. 4, 1945.

(b) Shopping guides, free distribution newspapers, want ad publications, free distribution publications in newspaper format—

(1) Consumption quota. In the second calendar quarter of 1944, and in each calendar quarter after that, no publisher or other person may cause to be consumed in the printing of any shopping guide, free distribution newspaper, want ad publication or free distribution publication in newspaper format any paper in excess of his quarterly consumption quota, which shall be determined as follows:

(i) Ascertain the tonnage of paper consumed in printing that particular publication in the corresponding quarter of 1941, including all supplements, inserts and other printed matter physically incorporated into such publication or delivered together with it. This is the publisher's "quarterly base tonnage" from which the required reductions shall be made.

(ii) If a publisher's quarterly base tonnage is $1\frac{1}{4}$ tons or less, his quarterly consumption quota is $1\frac{1}{4}$ tons. Moreover, any person who used no paper whatever for items covered by this paragraph in 1941 may cause $1\frac{1}{4}$ tons per quarter to be used for this purpose beginning with the second quarter of 1945.

NOTE: Subdivisions (iii) and (iv) formerly (ii) and (iii) redesignated Apr. 4, 1945.

(iii) If the publisher's quarterly base tonnage in any calendar quarter is more than $1\frac{1}{4}$ tons but less than 25 tons, his consumption quota for that quarter is the same as his base tonnage. He need not use less than he used in the corresponding quarter of 1941, but he may not use more.

(iv) If the publisher's base tonnage in any calendar quarter is 25 tons or more, the following sliding scale of percentage cuts shall be applied:

Deduct 9% of the amount over 25 tons but not over 125 tons.

Deduct 13% of the amount over 125 tons but not over 250 tons.

Deduct 17% of the amount over 250 tons but not over 500 tons.

Deduct 25% of the amount over 500 tons but not over 1000 tons.

Deduct 29% of the amount over 1000 tons.

The balance remaining after subtraction of the above reductions from the publisher's quarterly base tonnage is his consumption quota for that quarter. For example, if the publisher consumed during the third quarter of 1941 340 tons, his consumption quota for the third quarter of 1944 would be determined as follows:

25 tons no cut	25 tons
100 tons 9% cut	91 tons
125 tons 13% cut	108.75 tons
90 tons 17% cut	74.7 tons
340 tons quarterly base tonnage	299.45 tons quarterly consumption quota

(2) Carry-over. A publisher or issuer of a shopping guide, free distribution newspaper, want ad publication or free distribution publication in newspaper format may carry over for future use accumulated savings resulting from under-use of quota, but he may not use in a calendar quarter any portion of his carry-over in excess of 15% of his consumption quota for that quarter.

(3) Transfer of quotas. Where two or more shopping guides, free distribution newspapers, want ad publications, or free distribution publications in newspaper format are published by the same person and are distributed primarily in the same city or trading area, he may combine or distribute his consumption quotas among his publications in that city or trading area. However, after May 24, 1944, no such publisher may transfer any part of his consumption quota to a different city or trading area.

(4) "Servicemen's" "overseas" "pony" or other condensed editions of newspapers which are distributed without charge to United States Armed Forces personnel may be produced from a commercial printer's quota under Order L-241, without regard to paragraph (b) of Schedule II, provided the newspaper publisher makes no charge to a commercial sponsor or any other person for advertising space, for the editorial material appearing in the edition or for any other service connected with it. However, the newspaper publisher may charge a sponsor for the cost of printing if the newspaper publisher operates a commercial printing establishment and deducts the paper from his commercial printing quota under Order L-241. A newspaper publisher may produce such an edition out of his own consumption quota under L-240 if he wishes to.

(c) Miscellaneous publications—(1) Definition. A "miscellaneous publication" is any bound or unbound collection of printed pages consisting of reading matter and/or illustrations (except newspapers as defined in Order L-240, magazines as defined in Order L-244, books as defined in Order L-245, and the material described in paragraph (b) of the Schedule) for which the issuer receives a consideration either from the sale of copies or from the inclusion of advertising or other material therein. However, the term does not include printed matter whose sole purpose is to advertise or promote the issuer's business, provided such printed matter is not offered for sale at a price in excess of the price paid in good faith by the issuer to the printer.

(2) Consumption quota. During the year 1945, and each year after that, no person may cause to be consumed in the printing of

miscellaneous publications more than 75% of the weight of paper which he caused to be consumed in the printing of such publications in 1941 or 1944, or 5 tons, whichever is greater.

(d) Catalogs—(1) Definition. For the purpose of this paragraph, catalog means 12 or more bound pages (including supplements) issued by a person who manufactures, distributes or offers for sale the products, commodities or services listed therein, except catalogs which have been or which will be issued at intervals of more than 3 years.

(2) Consumption quota. During the year 1945, and each year after that, no person may cause to be consumed in the printing of catalogs more than 75%, by weight, of the paper which he caused to be consumed in the printing of catalogs in 1941, or 5 tons, whichever is greater.

NOTE: Paragraph (e) formerly (d) redesignated Apr. 4, 1945.

(e) Certification. No person may order any of the items listed in this schedule to be printed unless he furnishes or has previously furnished to the printer, a certification in substantially the following form, signed manually or as provided in Priorities Regulation 7. (§ 944.27) by an official duly authorized for such purpose:

The undersigned publisher or issuer certifies, subject to the penalties of section 38 (A) of the United States Criminal Code, to the printer and to the War Production Board that he is familiar with Schedule II to Order L-241 and that all orders placed by the publisher or issuer with that printer for items regulated by that schedule, as amended from time to time, will be in compliance therewith.

This is a one-time certification and need not accompany each individual order.

Issued this 4th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

INTERPRETATION 1: Revoked May 24, 1944.

[F. R. Doc. 45-5446; Filed, Apr. 4, 1945; 11:22 a. m.]

PART 3133—PRINTING AND PUBLISHING
[Limitation Order L-244, as Amended Apr. 4, 1945]

MAGAZINES AND PERIODICALS

Scope

(a) The purpose of this order.

Definitions and Explanations

- (b) Magazine.
- (c) Publisher.
- (d) Paper.
- (e) Use.
- (f) Production waste.
- (g) Inventory.
- (h) Transfer of quotas.
- (i) Exceptions.

Consumption Quota

- (j) Computation of consumption quota.
- (k) Borrowing and carry-over.
- (l) Total permitted consumption.
- (m) Allotment to Army and Navy.
- (n) Certification to printer.

Delivery Restrictions

- (o) Limit on tonnage which may be accepted.
- (p) Certification to paper dealer or mill.

Magazines or Parts Thereof Printed in Violation of Order

(g) Restrictions on paper suppliers, printers, binders, distributors, wholesalers, and others:

Miscellaneous Provisions

- (r) Records.
- (s) Applicability of regulations.
- (t) Appeals.
- (u) Communications.
- (v) Violations.

Scope

§ 3133.15 *Limitation Order L-244—*
(a) *The purpose of this order* This order does three things: First, it limits the tonnage of paper which a magazine publisher may cause to be used for printing magazines. This is called his "consumption quota", and is based upon the tonnage of paper which he caused to be used for printing magazines in 1942. A publisher may not exceed his consumption quota even though the paper is physically available to him or his printer. Second, it limits the tonnage of paper which may be accepted by or on behalf of a magazine publisher. It also limits the tonnage of paper which may be accepted by or on behalf of a printer for a particular publisher's use in the production of magazines. Third, it places certain restrictions on paper suppliers, printers, binders, distributors, wholesalers and others in their dealings with publishers who consume paper in excess of their allowable consumption under this order.

Definitions and Explanations

(b) *Magazine.* (1) A "magazine" is any periodical or "one-shot" generally recognized as a magazine in the magazine industry. The term includes all supplements, inserts and other matter physically incorporated into a magazine or delivered with it, and reprints containing 40 percent or more of the editorial content appearing in any issue of a magazine. The paper consumed in such a reprint must be charged against the quota of the publisher from whose magazine the material was reprinted.

(2) If a publisher is uncertain as to whether or not his publication is a magazine as defined in this order, he may ask the War Production Board for an official determination. The War Production Board may also make this determination upon its own motion. Such a determination may be made only by the Washington office of the War Production Board and shall be issued to the publisher in the name of the Recording Secretary of the War Production Board. It shall be conclusive for the purpose of this order, unless revoked or modified by the same authority.

(c) *Publisher.* The "publisher" of a magazine is the person who causes it to be printed and undertakes the ultimate risk of the publishing venture. The term includes an individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not. Where a group of magazines is under common control, but each magazine is published by a separate business entity, a separate consumption

quota and a separate delivery quota shall be established for each magazine. It makes no difference if several of these operating entities are subsidiaries of the same parent corporation, or are controlled by the same individual or group of individuals. Not more than one person's consumption quota may be used to publish the same magazine or substantially the same magazine.

(d) *Paper.* "Paper" means any grade, quality, type, basis weight or size of paper used in the printing of a magazine. The term includes paper reclaimed wholly or partly from printed or unprinted waste as well as paper made entirely from virgin fiber.

(e) *Use.* (1) Paper is "used" when ink is first applied to it. The date of issuance carried on the magazine is immaterial.

(2) When the printing of an issue is started in one calendar quarter and runs over into the next, the paper actually used during each quarter must be charged against the publisher's consumption quota for that quarter. The entire printing may not be regarded as if it were started and finished in the same quarter.

(f) *Production waste.* All production waste before, during and after printing (such as trim and waste sheets) shall be included in determining the tonnage of paper which a publisher causes to be used in printing magazines.

(g) *Inventory.* A publisher's "inventory" means the aggregate weight of all kinds, grades, sizes, basis weights and items of paper available for his immediate or possible future use under Order L-244, including paper held by a printer or any other person for that publisher's ultimate use under Order L-244. It is immaterial whether such paper is in the publisher's hands or in the hands of a printer, paper dealer or other person. Paper in transit is not included.

(h) *Transfer of quotas.* (1) Quotas provided by one War Production Board order may not be used for the purposes set forth in any other order. Thus, for example, a publisher may not cause to be used for the printing of a magazine any part of a consumption quota established under Order L-240 (Newspapers), L-241 (Commercial Printing and Duplicating), or L-245 (Books and Booklets), and he may not permit any part of his consumption quota established under this order to be used for newspapers, commercial printing or books. An exception to this rule is stated in paragraph (j) (2).

(2) No publisher may cause to be used in printing magazines any part of a consumption quota arising from the previous publication of another magazine by another publisher. No publisher may permit any part of the consumption quota arising from the publication of a magazine by him to be used in printing another magazine published by another person.

(3) Except under the circumstances stated in Priorities Regulation 7A, the transfer of quotas and the acquisition or use of a publisher's quota by any other

person, directly or indirectly, is a violation punishable in accordance with paragraph (v) Quotas established by this order may not be bought or sold under any guise. Thus, if A, a publisher with a quota under this order, places his name in the masthead of a magazine, and otherwise identifies himself as its publisher, but B performs most of the customary publishing functions, this is an unauthorized use by B of A's quota.

(i) *Exceptions.* Certain paragraphs of this order contain exceptions to general rules. These exceptions apply only to the provisions to which they specifically refer. They do not apply to any other portions of the order.

Consumption Quota

(j) *Computation of consumption quota.* In the first calendar quarter of 1944, and in each calendar quarter after that, no publisher may cause to be used for the printing of his magazines any paper in excess of his quarterly consumption quota, which shall be computed as follows:

(1) Determine the gross tonnage of paper consumed in printing the publisher's magazines in the calendar year 1942, and divide by four. This is the publisher's "quarterly base tonnage" from which the required reductions shall be made.

(2) If the publisher's quarterly base tonnage is less than 1¼ tons, or if a person has no quarterly base tonnage, he may cause up to a total of 1¼ tons of paper to be used for the printing of his magazines in any calendar quarter, provided the tonnage in excess of his quarterly base tonnage, if any, is deducted from a commercial printer's consumption quota under Order L-241. Publishers who consume paper under this paragraph (j) (2) shall file with the War Production Board, within 15 days after the calendar quarter in which such paper is used, a letter signed by the publisher and countersigned by the printer setting forth:

- (i) The name and address of the publisher;
- (ii) The name and address of the printer;
- (iii) The title(s) of the magazine(s);
- (iv) The publisher's base period consumption if any;
- (v) The tonnage deducted from the commercial printer's quota under Order L-241; and
- (vi) The dates of issues printed.

This reporting requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

No person, firm or corporation, either individually or in association with other persons, firms or corporations, may participate directly or indirectly in using more than a total of 1¼ tons of paper in any calendar quarter for the production of magazines from commercial printers' quotas under paragraph (j) (2)

(3) If the publisher's quarterly base tonnage is more than 1¼ tons but not more than 5 tons, his quarterly con-

sumption quota is the same as his quarterly base tonnage. He need not use less than his quarterly base tonnage, but he may not use more.

(4) If the publisher's quarterly base tonnage is more than 5 tons but not more than 27.8 tons, his quarterly consumption quota is 90 percent of his quarterly base tonnage or 5 tons, whichever amount is larger.

(5) If the publisher's quarterly base tonnage is more than 27.8 tons, his quarterly consumption quota is 75 percent of his quarterly base tonnage or 25 tons, whichever amount is larger.

(6) In every case the publisher's quarterly consumption quota is subject to the borrowing and carry-over provisions contained in paragraph (k).

(k) *Borrowing and carry-over* (1) A publisher may add an extra 15 percent to his consumption quota in any quarter if he subtracts that amount from his consumption quota for the next quarter.

(2) A publisher may carry over for future use accumulated savings resulting from underuse of quota, but he may not use in a calendar quarter any portion of his carry-over in excess of 15% of his consumption quota for that quarter.

(3) The borrowing and carry-over provisions of paragraph (k) do not apply to the paper which a small publisher is permitted to use from a commercial printer's consumption quota as provided in paragraph (j) (2) as distinguished from his own consumption quota, if any, under this order.

(l) *Total permitted consumption.* A publisher may use in any calendar quarter:

(1) His quarterly consumption quota, as determined under paragraph (j)

(2) Plus permitted borrowing from his consumption quota for the next calendar quarter, as provided in paragraph (k) (1)

(3) Plus any less-than-quota savings which may be used in that calendar quarter as provided in paragraph (k) (2), or minus any tonnage which had been borrowed during the preceding calendar quarter from his consumption quota for that calendar quarter, as provided in paragraph (k) (1)

(4) Plus ex-quota tonnage, if any, which may have been granted on appeal for consumption in that quarter.

(m) *Allotment to Army and Navy.* (1) The War Production Board may from time to time allot to the Army and the Navy a specified tonnage of paper to be consumed in printing magazines which will be furnished without charge to United States Armed Forces personnel in the continental United States and special "pony editions" of magazines which will be furnished to United States Armed Forces personnel overseas whether such "pony editions" are sold or not. The overseas allotment may be extended to regular editions where the production of special "pony editions" is impracticable because of the small number of copies involved.

(2) From this allotment the Army and the Navy, under a delegation of authority from the War Production Board, may grant to individual publishers the right to add to their consumption quotas

the tonnage of paper consumed in printing such magazines acquired by the Army and the Navy for distribution as described under paragraph (m) (1). This allotment does not cover purchases of magazines by military exchanges or service departments as defined in Priorities Regulation 17 for distribution within the continental limits of the United States. All magazines sold to the military shall be charged against the publisher's consumption quota unless the publisher has received a specific grant from the Army or the Navy pursuant to this paragraph.

(n) *Certification to printer.* No publisher may order magazines to be printed, and no person may print such magazines, unless the publisher furnishes, or has previously furnished, to that printer a certification in substantially the following form, signed manually or as provided in Priorities Regulation 7 (§ 944.27) by an official duly authorized for such purpose:

The undersigned, publisher certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the printer and to the War Production Board that he is familiar with Order L-244, and that all orders placed by the publisher with that printer for items regulated by Order L-244, as amended from time to time, will be in compliance therewith.

This is a one-time certification and need not accompany each individual order for printing.

Delivery Restrictions

(o) *Limit on tonnage which may be accepted.* (1) During the second calendar quarter of 1945, no publisher whose quarterly consumption quota is 25 tons or less may accept, and no person may accept for that publisher's use, delivery of any paper for the production of magazines in excess of 100 per cent of that publisher's average quarterly lawful consumption in 1944.

(2) During the second calendar quarter of 1945, no publisher whose quarterly consumption quota is more than 25 tons may accept, and no person may accept for that publisher's use, delivery of any paper for the production of magazines in excess of the following percentage of that publisher's average quarterly lawful consumption in 1944:

<i>Number of calendar days' supply in publisher's inventory on Apr. 1, 1945</i>	<i>Percentage of Average Quarterly Lawful Consumption in 1944 Which Publisher May Accept During the Second Quarter of 1945</i>
32 days' supply or more.....	87
31 days' supply.....	88
30 days' supply.....	89
29 days' supply.....	90
28 days' supply.....	91
27 days' supply.....	92
26 days' supply.....	93
25 days' supply.....	94
24 days' supply.....	96
23 days' supply.....	97
22 days' supply.....	98
21 days' supply.....	99
20 days' supply or less.....	100

The number of calendar days' supply shall be computed at the publisher's average rate of permitted consumption for the second quarter of 1945.

(3) *Notwithstanding paragraphs (o) (1) and (o) (2) no publisher may accept, and no person may accept for that publisher's use, delivery of paper for the production of magazines which will cause his inventory on and after June 30, 1945 to be in excess of 50 calendar days' supply.*

Thus, in order to comply with this paragraph, a publisher with a comparatively large inventory on April 1, 1945, and a publisher whose use of paper in the second quarter of 1945 will be less than his average quarterly lawful use in 1944, must accept less paper than he would otherwise be permitted to accept under paragraphs (o) (1) and (o) (2). If a publisher's inventory on April 1, 1945 exceeds 50 calendar days' supply by more than the total quantity which he will consume during the second quarter of 1945, he may not accept any paper during this quarter.

This additional reduction on the part of publishers with comparatively large inventories will make available the tonnage required to permit publishers with small consumption quotas and publishers with low inventories to accept the percentages specified in paragraphs (o) (1) and (o) (2) in order that it may be possible for all publishers to use paper during the second quarter of 1945 at the rate permitted by the order.

NOTE: Paragraphs (p) through (v), inclusive, formerly (q) through (w), redesignated; former paragraph (p) deleted April 4, 1945.

(p) *Certification to paper dealer or mill.* No publisher may order or accept delivery of paper and no person may deliver paper to a publisher unless the publisher furnishes, or has previously furnished, to the person making the delivery a certification in substantially the following form, signed manually or as provided in Priorities Regulation 7 (§ 944.27) by an official duly authorized for such purpose:

The undersigned publisher certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the seller and to the War Production Board that he is familiar with Order L-244 as amended April 4, 1945, and that all purchases by him of items regulated by that order, as amended from time to time, will be in compliance therewith.

This is a one-time certification and need not accompany each individual order for paper.

New certifications must be furnished pursuant to the April 4, 1945, amendment of Order L-244, irrespective of any certifications furnished pursuant to prior amendments.

Magazines or Parts Thereof Printed in Violation of Order

(q) *Restrictions on paper suppliers, printers, binders, distributors, wholesalers, and others.* (1) No person may sell or deliver any paper which he knows or has reason to believe will be accepted or used in violation of this order.

(2) No person may apply ink to any paper in the production of magazines if he knows or has reason to believe that the printing of such paper will be in excess of the publisher's allowable consumption under this order.

(3) No person may apply any additional ink to paper, and no person may bind or otherwise process paper, in the production of magazines if he knows or has reason to believe that such paper was printed in excess of the publisher's allowable consumption under this order.

(4) No person may agree to purchase for resale, and no person may accept for resale, any magazines which he knows or has reason to believe were printed in excess of the publisher's allowable consumption under this order.

(5) No person may sell, distribute or otherwise dispose of magazines, except for redelivery to his supplier or for use as waste paper scrap, if, before he accepted them, he knew or had reason to believe that they were printed in excess of the publisher's allowable consumption under this order.

Miscellaneous Provisions

(r) *Records.* Every publisher must keep accurate records, by calendar quarters, of the number of copies of each magazine which he caused to be printed, the tonnage of paper which he caused to be used for each magazine, the tonnage of paper of each grade and item of paper received during the quarter, and the tonnage of paper in inventory at the time of each delivery, subject to inspection by the authorized representatives of the War Production Board. These records must be preserved as long as this order remains in force, and for two years after that.

(s) *Applicability of regulations.* This order and all transactions affected by it are subject to all present and future regulations of the War Production Board.

(t) *Appeals.* Any appeal from the provisions of this order shall be made in accordance with Supplement I to the order. Regardless of the provisions of Priorities Regulation 16, no statement with respect to manpower information on Form WPB-3820 (or letter explaining why that form is not filed) need accompany any appeal.

(u) *Communications.* All communications concerning this order shall be addressed to: War Production Board, Printing and Publishing Division, Washington 25, D. C. Ref: L-244.

(v) *Violations.* Any person who wilfully violates any provisions of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may

be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

Issued this 4th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-5447; Filed, Apr. 4, 1945;
11:22 a. m.]

PART 3133—PRINTING AND PUBLISHING

[Limitation Order L-245, as Amended
Apr. 4, 1945]

BOOKS AND BOOKLETS

Scope

(a) The purpose of this order.

Definitions and Explanations

(b) Book.

(c) Publisher.

(d) Paper.

(e) Put into process.

(f) Production waste.

(g) Inventory.

(h) Transfer of quotas.

(i) Exceptions.

Consumption Quota

(j) Computation of consumption quota.

(k) Carry-over.

(l) Total permitted consumption.

(m) Restriction on paper for reprinting.

(n) Breach of contracts.

(o) Allotment to Army and Navy.

(p) Certification to printer.

Delivery Restrictions

(q) Limit on tonnage which may be accepted.

(r) Certification to paper dealer or mill.

Books or Parts Thereof Printed in Violation of Order

(s) Restrictions on paper suppliers, printers, binders, distributors, wholesalers, and others.

Miscellaneous Provisions

(t) Records.

(u) Applicability of regulations.

(v) Appeals.

(w) Communications.

(x) Violations.

Scope

§ 3133.17 *Limitation Order L-245—*

(a) *The purpose of this order.* This order does three things: First, it limits the tonnage of paper which a book publisher may cause to be put into process in the production of books. This is called his "consumption quota," and is based upon the tonnage of paper which he caused to be put into process in the production of books in 1942. A publisher may not exceed his consumption quota even though the paper is physically available to him or his printer. Second, it limits the tonnage of paper which may be accepted by or on behalf of a book publisher. It also limits the tonnage of paper which may be accepted by or on behalf of a printer for a particular publisher's use in the production of books. Third, it places certain restrictions on paper suppliers, printers, binders, distributors, wholesalers and others in their dealings with publishers who consume paper in

excess of their allowable consumption under this order.

Definitions and Explanations

(b) *Book.* "Book" means any bound or loose-leaf collection of 32 or more pages. It also means any school workbook, educational test, or book intended for juvenile use, irrespective of the number of pages. Advance parts and supplements of books are included. For the sake of convenience the word "book" is used throughout this order, even though the order also covers items which are more commonly referred to as "booklets" or "pamphlets." Excluded from the definition of "book" and hence from the provisions of this order are the following:

(1) Magazines as defined in Order L-244 and newspapers as defined in Order L-240;

(2) Diaries, date books, memorandum books, address books, blank books, accounting books, sales books, business-entry books, ledgers, journals, and other items in book format (except school workbooks and educational tests) whose primary function is to provide space for the entry of data rather than instructional material, reading matter or illustrations;

(3) Albums less than half of whose pages contain reading matter or illustrations;

(4) Catalogs or advertising brochures issued by or for persons who manufacture, distribute, or offer for sale the products, commodities or services listed or illustrated therein, including inserts supplied by manufacturers or distributors to publishers who distribute them collectively in "catalog files," "cooperative files," "condensed catalogs," "catalog yearbooks," or similar reference volumes; *Provided, however,* That the paper used in the production of all editorial material contained in such volumes, such as prefaces, forewords, indices, blank pages, textbook data, classified directory information, condensed and typographically standardized pages of product or service data, and display and all other advertisements shall be charged to the quota of the publisher under this order;

(5) Directories issued by a person whose primary business is not publishing;

(6) Printed matter of which no copies of any edition are offered for sale, either singly or in bulk, at any level of distribution. Printed matter is "offered for sale" if it is offered either in consideration of a monetary payment, as a premium, bonus or dividend, in connection with a correspondence course, in part consideration of society membership dues, or for any other consideration direct or indirect. Printed matter is "offered for sale" if the publisher receives any compensation for the inclusion of material therein.

(7) Instructional manuals concerned exclusively with the specific brand of products manufactured or distributed by the person issuing the manuals. (Instructional manuals applicable to other brands of the same or similar products are not within this exception.)

(8) School or college annuals and yearbooks;

(9) Cut-out or other game books covered by Order M-241-a, List D.

NOTE: Items (2) to (8) inclusive are "commercial printing" under Order L-241, Schedule II of that order limits the tonnage of paper which a publisher or issuer of certain of these items may cause to be used. Also, Schedule II of Order L-241 limits the tonnage of paper which a publisher or issuer may cause to be used in certain types of printed matter for which the issuer receives a consideration and which are not "books" as defined in this order or "magazines" as defined in Order L-244.

If a publisher is uncertain as to whether or not his publication is a book as defined in this order, he may ask the War Production Board for an official determination. The War Production Board may also make this determination upon its own motion. Such a determination may be made only by the Washington Office of the War Production Board and shall be issued to the publisher in the name of the Recording Secretary of the War Production Board. It shall be conclusive for the purpose of this order, unless revoked or modified by the same authority.

(c) *Publisher* The "publisher" of a book is the person who performs, with respect to that book, the functions of a publisher as that term is generally understood in the book publishing industry.

(d) *Paper* "Paper" means any grade, quality, type, basis weight or size of paper used in the production of a book, including end papers, labels, paper covers and jackets. The term includes paper reclaimed wholly or partly from printed or unprinted waste as well as paper made entirely from virgin fiber.

(e) *Put into process* All the paper consumed in a single, complete, continuous printing of a book is "put into process" when the press run is commenced. Paper "put into process" includes paper printed by letter-press, offset or any other process.

(f) *Production waste* All production waste before, during and after printing (such as trim and waste sheets) shall be included in determining the tonnage of paper which a publisher causes to be put into process in the production of a book.

(g) *Inventory* A publisher's "inventory" means the aggregate weight of all kinds, grades, sizes, basis weights and items of paper available for his immediate or possible future use under Order L-245, including paper held by a printer or any other person for that publisher's ultimate use under Order L-245. It is immaterial whether such paper is in the publisher's hands or in the hands of a printer, paper dealer or other person. Paper in transit is not included. When paper is put into process in the production of a book it ceases to be in inventory.

(h) *Transfer of quotas* (1) Quotas provided by one War Production Board order may not be used for the purposes set forth in any other order. Thus, for example, a publisher may not use for the

production of books any part of a consumption quota established under Order L-240 (newspapers) L-241 (commercial printing) or L-244 (magazines) and he may not permit any part of his consumption quota established under this order to be used for newspapers, commercial printing, or magazines. An exception to this rule is stated in paragraph (j) (2).

(2) This order does not prohibit the established practice in the book publishing industry whereby one publisher occasionally undertakes the sale and distribution of an edition or part of an edition of books published by another person. It does not sanction the acquisition by one publisher of another publisher's consumption quota. Quotas established by this order may not be bought or sold under any guise. The transfer of quotas is prohibited, except under the circumstances stated in Priorities Regulation 7A. The use by one publisher, directly or indirectly, of a consumption quota provided for another publisher is a violation, punishable in accordance with paragraph (x).

Except where specific authorization is granted by the War Production Board upon application in writing, paper which is put into process in the production of a book may be charged only against the quota of the person:

(i) Who is the publisher of the book; and

(ii) Who owns the copyright or the publication rights under copyright by assignment from the copyright owner; and

(iii) Whose publishing imprint appears on the title page; spine and jacket of the book to the exclusion of any other imprint or colophon of any kind; and

(iv) Who undertakes the ultimate risk of the publishing venture.

(i) *Exceptions* Certain paragraphs of this order contain exceptions to general rules. These exceptions apply only to the provisions to which they specifically refer. They do not apply to any other portions of the order:

Consumption Quota

(j) *Computation of consumption quota* In the calendar year 1944, and in each calendar year after that, no publisher may cause to be put into process for the production of books any paper in excess of his consumption quota, which shall be computed as follows:

(1) Determine the gross tonnage of paper consumed in the production of the publisher's books in the calendar year 1942. This is the publisher's "base tonnage" from which the required reductions shall be made.

(2) If the publisher's base tonnage is less than 5 tons, or if a person has no base tonnage, he may cause up to a total of 5 tons of paper to be put into process for the production of books in any year, provided the tonnage in excess of his base tonnage, if any, is deducted from a commercial printer's consumption quota under Order L-241. Persons who cause paper to be consumed under this paragraph (j) (2) shall file with the War Production Board, within 15 days after such paper is used, a letter

signed by the publisher and countersigned by the printer setting forth:

(i) The name and address of the publisher; and

(ii) The name and address of the printer; and

(iii) The publisher's base period consumption, if any, and

(iv) The tonnage deducted from the commercial printer's quota under Order L-241.

No person, firm or corporation, either individually or in association with other persons, firms or corporations, may participate directly or indirectly in using more than a total of five tons of paper in any year for the production of books from commercial printers' quotas under paragraph (j) (2).

This reporting requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(3) If the publisher's base tonnage is not more than 20 tons, his consumption quota is the same as his base tonnage. He need not use less than he used in 1942, but he may not use more.

(4) If the publisher's base tonnage is more than 20 tons but not more than 100 tons, his consumption quota is 20 tons plus 85 percent of that part of his base tonnage in excess of 20 tons.

(5) If the publisher's base tonnage is more than 100 tons his consumption quota is 75 percent of his total base tonnage, or 88 tons, whichever is larger.

(6) In every case, the publisher's consumption quota is subject to the carry-over provisions contained in paragraph (k).

(k) *Carry-over* (1) If a publisher used less paper than he was allowed in 1943, he may add this saving to his consumption quota for 1944.

(2) A publisher may carry over for future use accumulated savings resulting from under-use of quota, but he may not use in a calendar year any portion of his carry-over in excess of 15% of his consumption quota. For example, if a publisher's consumption quota in 1945 is 100,000 pounds and his carry-over from 1944 is 20,000 pounds, he may use in 1945 in addition to his consumption quota a maximum carry-over of 15,000 pounds (i.e., 15% of 100,000 pounds). The balance of carry-over from 1944 (i.e., 5,000 pounds) plus any under consumption in 1945 may be carried over and used in 1946 provided the total of such carry-over from 1944 and 1945 does not exceed 15% of his consumption quota for 1946.

(3) The carry-over provisions of paragraph (k) do not apply to the paper which a person may permit a commercial printer to use in his behalf as provided in paragraph (j) (2) as distinguished from his own consumption quota, if any, under this order.

(1) *Total permitted consumption* A publisher may cause to be put into process in any calendar year:

(1) His yearly consumption quota as determined under paragraph (j),

(2) Plus any less-than-quota savings carried over from previous years, as provided in paragraph (k),

(3) Plus ex-quota tonnage, if any, which may have been granted on appeal for consumption in that year.

(m) *Restriction on paper for reprinting.* No publisher may use, in the reprinting of any book, paper of a basis weight heavier than that used in the last printing of the book, except that paper which was in the publisher's inventory on or before February 5, 1945 may be used for reprintings, irrespective of the basis weight. A publisher "reprints" a book if he uses any part of the type or plates used in a previous printing of that book or if he reproduces any part of it by offset or any similar process.

(n) *Breach of contracts.* As provided in Title III of the Second War Powers Act, no person shall be held liable for damages or penalties for any default under any contract which shall result directly or indirectly from compliance with this order.

(o) *Allotment to Army and Navy.* (1) The War Production Board may from time to time allot to the Army and the Navy a specified tonnage of paper to be consumed in printing books which will be furnished without charge to United States Armed Forces personnel in the continental United States, and to United States Armed Forces personnel outside the continental limits of the United States whether such books are sold or not.

(2) From this allotment the Army and the Navy, under a delegation of authority from the War Production Board, may grant to individual publishers the right to add to their consumption quotas the tonnage of paper consumed in such books acquired by the Army and the Navy. This allotment does not cover purchase of books by military exchanges or service departments, as defined in Priorities Regulation 17 for distribution within the continental limits of the United States. All books sold to the military shall be charged against the publisher's consumption quota unless the publisher has received a specific grant from the Army or the Navy pursuant to this paragraph.

(p) *Certification to printer.* No publisher may order books to be printed, and no person may print such books, unless the publisher furnishes or has previously furnished to that printer a certification in substantially the following form, signed manually or as provided in Priorities Regulation 7 (§ 944.27) by an official duly authorized for such purpose:

The undersigned publisher certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the printer and to the War Production Board that he is familiar with Order L-245 and that all orders placed by the publisher with that printer for items regulated by Order L-245, as amended from time to time, will be in compliance therewith.

This is a one-time certification and need not accompany each individual order for printing.

Delivery Restrictions

(q) *Limit on tonnage which may be accepted.* (1) During the second calendar quarter of 1945, no publisher whose annual consumption quota is 50 tons or

less may accept, and no person may accept for that publisher's use, delivery of any paper for the production of books in excess of 100% of the tonnage of paper lawfully accepted by or for that publisher during the second calendar quarter of 1944, or 25% of his lawful consumption of paper in 1944, whichever is greater.

(2) During the second calendar quarter of 1945, no publisher whose annual consumption quota is more than 50 tons may accept, and no person may accept for that publisher's use, delivery of any paper for the production of books in excess of 85% of the tonnage of paper lawfully accepted by or for that publisher during the second calendar quarter of 1944, or 21¼% of his lawful consumption of paper in 1944, whichever is greater.

(3) Notwithstanding paragraphs (q) (1) and (q) (2) no publisher may accept, and no person may accept for that publisher's use, delivery of paper for the production of books which will cause his inventory on and after June 30, 1945 to be in excess of his permitted or his actual inventory on April 4, 1945, whichever is less.

NOTE: Paragraphs (r) through (z), formerly (s) through (y) redesignated; former paragraph (r) deleted, April 4, 1945.

(r) *Certification to paper dealer or mill.* No publisher may order or accept delivery of paper, and no person may deliver paper to a publisher, unless the publisher furnishes, or has previously furnished, to the person making the delivery a certification in substantially the following form, signed manually or as provided in Priorities Regulation 7 (§ 944.27) by an official duly authorized for such purpose:

The undersigned publisher certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the seller and to the War Production Board that he is familiar with Order L-245 as amended April 4, 1945, and that all purchases by him of items regulated by that order, as amended from time to time, will be in compliance therewith.

This is a one-time certification and need not accompany each individual order for paper.

New certifications must be furnished pursuant to the April 4, 1945 amendment to Order L-245, irrespective of any certifications furnished pursuant to prior amendments.

Books or Parts Thereof Printed in Violation of Order

(s) *Restrictions on paper suppliers, printers, binders, distributors, wholesalers, and others.* (1) No person may sell or deliver any paper which he knows or has reason to believe will be accepted or used in violation of this order.

(2) No person may apply ink to any paper in the production of books if he

knows or has reason to believe that the printing of such paper will be in excess of the publisher's allowable consumption under this order.

(3) No person may apply any additional ink to paper, and no person may bind or otherwise process paper, in the production of books if he knows or has reason to believe that such paper was printed in excess of the publisher's allowable consumption under this order.

(4) No person may agree to purchase for resale, and no person may accept for resale, any books which he knows or has reason to believe were printed in excess of the publisher's allowable consumption under this order.

(5) No person may sell, distribute or otherwise dispose of books, except for re-delivery to his supplier or for use as waste paper scrap, if, before he accepted them, he knew or had reason to believe that they were printed in excess of the publisher's allowable consumption under this order.

Miscellaneous Provisions

(t) *Records.* Every publisher must keep accurate records of the tonnage of paper which he causes to be put into process for books, the tonnage of each item of paper received by him and the tonnage of paper in inventory at the time of each delivery, subject to inspection by the duly authorized representatives of the War Production Board. These records must be preserved as long as this order remains in force, and for two years after that.

(u) *Applicability of regulations.* This order and all transactions affected by it are subject to all present and future regulations of the War Production Board.

(v) *Appeals.* Any appeal from the provisions of this order shall be made in accordance with Supplement 1 to the order. Regardless of the provisions of Priorities Regulation 16 no statement with respect to manpower information on Form WPB-3820 (or letter explaining why that form is not filed) need accompany any appeal.

(w) *Communications.* All communications concerning this order shall be addressed to: War Production Board, Printing and Publishing Division, Washington 25, D. C., Ref: L-245.

(x) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

Issued this 4th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-5448; Filed, Apr. 4, 1945; 11:22 a. m.]

PART 3270—CONTAINERS

[Limitation Order L-317, Direction 3]

PROHIBITION ON ACCEPTANCE OF NEW FIBRE SHIPPING CONTAINERS WHERE PACKER KEEPS NO RECORDS OF HIS 1944 USAGE AND 1945 USAGE

The following direction is issued pursuant to Limitation Order L-317:

(a) *Record keeping requirement.* A packer must determine his 1944 and 1945 lawful usage of new fibre shipping containers that are subject to the quota restrictions of paragraph (g) or (h) of Order L-317 (in terms of footage and poundage of containerboard) and must preserve for inspection by War Production Board officials, a written record of his figures and work sheets showing how he made his calculations of such 1944 and 1945 lawful usage.

(b) *Prohibition on acceptance of containers where written record is not preserved.* Where a packer has not made and preserved the above-described written record, he must not accept any new fibre shipping containers that will be subject to the quota restrictions of paragraph (g) or (h) until such time as the War Production Board establishes for him in writing his base period usage of such containers (in terms of footage and poundage of containerboard).

(c) *Establishment of base period usage by War Production Board pursuant to appeal.* A packer may make application for the establishment of such base period usage by filing a letter pursuant to the provisions of paragraph (q) (1) of Order L-317 with the Containers Division, War Production Board, Washington 25, D. C. A packer must include in such application his best estimate of the new fibre shipping containers (in terms of footage and poundage of containerboard) he used in 1944 and 1945 for each class of products listed in Schedule III and for wholesale and retail deliveries (as defined in paragraph (b) (4) of all listed and unlisted products. A packer's usage for each Schedule III class of products must be listed separately. A packer must show all the facts upon which his estimate of such usage is based.

Issued this 4th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-5449; Filed, Apr. 4, 1945;
11:22 a. m.]

PART 3270—CONTAINERS

[Preference Rating Order P-140, as Amended
Apr. 4, 1945]

WOODEN SHIPPING CONTAINERS; RATINGS

To facilitate the acquisition of wooden shipping containers in the public interest and to promote the defense of the United States, preference ratings are hereby assigned to deliveries of such containers upon the following terms:

§ 3270.7 *Preference Rating Order P-140—(a) What this order does.* This order assigns preference ratings for new wooden shipping containers and parts to persons who need them for various purposes. It also explains to what extent ratings assigned in other ways may be used to get new wooden shipping containers and parts.

The ratings and rating systems described in this order are the only ones which may be used to get new wooden shipping containers and parts. All

others are barred for this purpose. Furthermore, this order only applies to the containers and parts covered by the definitions (paragraph (c)). It should not be construed to establish a rating system for any other types of containers.

Preference ratings may be used to get wooden shipping containers in accordance with the provisions of this order regardless of any contrary provisions contained in paragraph (d) (4) of Priorities Regulation 3.

(b) *Suggested procedure for using this order.* The following procedure is suggested for determining the ratings you may use to get wooden shipping containers:

(1) *For a product you manufacture (other than under Priorities Regulation 25.* Refer to Schedule A (paragraph (h)) to see if the product is listed there. Then refer to paragraph (i). Use the rating you are entitled to under either of these provisions.

(2) *For a product you do not manufacture.* Refer to Schedule A (paragraph (h)) to see if the product is listed there. Then refer to paragraph (j). Use the rating you are entitled to under either of these provisions.

(3) *If you are a manufacturer or jobber of inner containers or closures.* Refer to Schedule A (paragraph (h)). Then refer to paragraph (n). Paragraph (n) sets forth the only ways in which manufacturers and jobbers of inner containers or closures may use ratings for their wooden shipping container requirements.

(4) *If you are a jobber of wooden shipping containers.* Refer to paragraph (o).

(5) *For containers to be used for export shipment to specified agencies of products appearing on List A of Priorities Regulation 3.* Refer to paragraph (k) (2).

(6) *For wooden shipping containers to be delivered empty to foreign countries other than Canada.* Refer to paragraph (p).

(7) *For wooden shipping containers to be delivered empty to Canada.* Refer to paragraph (q).

(8) *For empty wooden containers to be delivered to the Army, the Navy, the Maritime Commission or the War Shipping Administration.* Refer to paragraph (k) (1).

(9) *For wooden shipping containers to be delivered on orders rated AAA.* Refer to paragraph (g).

(10) *For a product for which you have no rating under any other provisions of this order.* Refer to paragraph (m). This does not apply to products manufactured under the terms of Priorities Regulation 25.

(10-a) *For combination packages (i. e. a package containing two or more products.)* Refer to paragraphs (m) and (o-1).

(10-b) *For a product manufactured under Priorities Regulation 25.* Refer to paragraph (q-1).

(11) *If, because of special circumstances, the ratings you may use under this order are inadequate.* Refer to paragraph (1). Note that the special ratings contemplated by this paragraph will be issued only in cases of extreme hardship or in special instances where it is determined that the war effort will be aided by so doing.

(12) *All persons.* Refer to paragraph (v) (Certification); paragraphs (d) through (f) (Over-all limitations on use of ratings); paragraphs (s) through (u) (Status of outstanding unfilled orders); paragraphs (x) through (cc) (Miscellaneous).

Definitions

(c) *Definitions.* "Wooden shipping container" means the following items:

(1) Any new or used shipping container in set-up or knock-down form, made wholly or partially of wood, which is used for the shipment or delivery of commodities;

(2) Wooden inner containers;

(3) Parts, meaning any new or used shook, cleat, stave, heading, lumber, veneer, plywood, or interior fitting, made of wood, which is cut to size for any shipping container;

(4) Carstrips, or prefabricated or cut-to-size carbracing, bulk-heading or hook bracing made of wood and used for shipping a product;

The term does not include trunks, luggage, military locker boxes or containers consisting of more than 50% of corrugated or solid fibre (by area)

Limits on Use of Ratings

(d) *Prohibition against use of other ratings.* No person may use any rating except as provided in this order, to get wooden shipping containers; for instance, a person may not use a rating which has been assigned to him for maintenance, repair or operating supplies for this purpose. Likewise, if he is a manufacturer of wooden shipping containers, he may not use any ratings which he may have received for production materials for such containers, pursuant to CMP-4B or WPB-2613 applications, to get parts which are defined in paragraph (c) (3). He is regarded as a "wooden shipping container jobber" insofar as such parts are concerned, and must extend his customers' ratings in accordance with paragraph (o) to get them. He may do this, regardless of paragraph (d) of Priorities Regulation 11B and paragraph (e) of CMP Regulation 3.

(e) *Prohibition against use of ratings to obtain production materials for wooden shipping containers.* The ratings which this order allows a person to use to get wooden shipping containers may not be extended to obtain materials for use in the manufacture of containers. They may, however, be extended to get parts.

(f) *Limitation on use of ratings by persons owning container production facilities.* No rated order for wooden shipping containers need be accepted if the person applying or extending the rating owns or controls facilities on which he can produce the containers covered by his purchase order. The only exception to this rule is where the purchaser's facilities are required to fill higher rated orders or previously received orders bearing equal rating, or where the War Production Board specifically directs the acceptance of the rated order.

In order to avail himself of the provisions of this paragraph (f) a person who gets a rated order must first notify the person applying or extending the rating of his claim that this paragraph excuses acceptance of the rated order.

Preference Ratings Which May Be Used To Get Wooden Shipping Containers

(g) AAA ratings. Any person who receives an order rated AAA may use that rating to get wooden shipping containers which he will actually use to deliver that order. This rating may not be used to replace containers in inventory except under the circumstances described in paragraphs (i) (2) (j) (k) (2) and (o) of this order.

(h) Assignment of ratings (not applicable to manufacturers of products under Priorities Regulation 25) Any person may use the preference rating shown opposite any product or use listed in Schedule A to get the wooden shipping containers he needs for commercially shipping or delivering that product or for that use. He may also use the rating to provide his suppliers of that product with wooden shipping containers in which to deliver the product to him.

(i) Manufacturers may use production material ratings. Any manufacturer (other than a manufacturer of inner containers or closures—see paragraph (n)) who has a rating to get production materials¹ for a product, may use the same rating, within the limitations set forth in this paragraph, to get the wooden shipping containers he needs to package that product or to replace wooden shipping containers so used in his inventory. If he has two or more ratings (i. e., split ratings) for production materials, he must use them in the same proportion in ordering wooden shipping containers. Furthermore the wooden shipping containers he may get with each rating, must be reduced by the number of fibre shipping containers (see Order P-146) he gets with the same rating.

Examples of the way in which ratings may be used under this paragraph are the following:

(1) If a manufacturer has a split rating of 25% AA-2 and 75% AA-3 for production materials for a certain product, he may use the AA-2 rating to get his wooden shipping container requirements for 25% of that product and the AA-3 for the balance. This applies if he has gotten no fibre shipping containers for the product with the AA-2 rating. If he has, the wooden shipping containers plus the fibre shipping containers he gets with that rating must not exceed the number of both kinds of containers he requires to ship 25 per cent of the product in question.

(2) If a manufacturer receives a rated order and is not prohibited by any War Production Board regulation or order, (such as Pri-

orities Regulation 11B or CMP Regulation 3*) from using the rating to get his production material for the order, he may extend that rating to get the wooden shipping containers he will use to make delivery on the rated order or for inventory replacement purposes.

(j) Non-manufacturers may extend customers' ratings. A person who sells, on a rated order, material which he does not manufacture, may extend his customers' ratings to get wooden shipping containers to fill that order or for inventory replacement. This may be done regardless of the provisions of paragraph (d) (4) of Priorities Regulation 3.

(k) Use of ratings assigned by certain agencies—(1) Empty containers. The Army, the Navy, the Maritime Commission and the War Shipping Administration may use ratings which they assign to get empty wooden shipping containers which will be packed either (i) in plants owned by them, or (ii) under their direction, in warehouses or other plants which did not produce the product packed and which are not normally responsible for the procurement of containers required for the fulfillment of their contracts. The rating described in this paragraph cannot be used to get wooden shipping containers which will be packed anywhere else whether on a contract, agency or other basis.

(2) Containers for export shipment of products on List A of Priorities Regulation 3. A person may use a rating, assigned specifically for wooden shipping containers by the Army, the Navy, the Maritime Commission, the War Shipping Administration, War Food Administration and the Foreign Economic Administration, only for the following purposes: To get wooden shipping containers which will be packed in the United States with a product appearing on List A of Priorities Regulation 3 and shipped to any point outside of the forty-eight states, the District of Columbia, Canada or Mexico, to or for the account of the Army, the Navy, the Maritime Commission, the War Shipping Administration or for lend-lease purchases. The same rating may be used to replace in inventory any wooden shipping containers used for such export shipment.

(l) Special ratings. The War Production Board may assign special ratings in addition to those described in paragraphs (h) (i), (j), (k), (m) and (n) for wooden shipping containers. Applications for

¹ Priorities Regulation 11B contains the following provision: "A person who has received a rating or ratings on Form WPB-2613 (formerly PD-870) for production materials for a specified product shall not extend ratings received from his customers to purchase production materials for the same product." CMP Regulation 3 contains the following provision: "A prime consumer who manufactures Class B products and has received an authorized production schedule for such manufacture, accompanied by a preference rating to be used with his allotment number, shall not extend any other rating received by him from a customer." Limited exceptions to these prohibitions are set forth in the respective regulations.

such ratings should be filed on form WPB-2403.

(m) Catch-all ratings (Not applicable to manufacturers of products under Priorities Regulation 25). If a person (other than a manufacturer or jobber of inner containers or closures (see paragraph (n)) is not entitled to use a rating to get wooden shipping containers for a particular purpose or purposes under any other provision of this order, he may use the following ratings to get the wooden shipping containers he needs for that purpose or to replace wooden shipping containers used for that purpose in his inventory:

(1) AA-2X—If he has a blanket MRO rating of AA-1.

(2) AA-3—If he has a blanket MRO rating of AA-2.

(3) AA-4—If he has a blanket MRO rating of AA-2X.

(4) AA-5—If he has a blanket MRO rating of AA-3 or lower.

He may also use these ratings to get wooden shipping containers for "combination packages" (as defined in paragraph (o-1)) if he is not entitled to use a rating to get wooden shipping containers under any other provisions of this order for any one of the products included in such packages.

"Blanket MRO ratings" are defined in paragraph (e) (2) of Priorities Regulation 3.

(n) Ratings for manufacturers or jobbers of inner containers or closures. When used in this paragraph (n) the term "inner containers" shall in all cases include closures for containers.

Manufacturers or jobbers of inner containers, such as glass jars, folding boxes, cans, etc., may not use their production material rating (paragraph (i)) or a catch-all rating (paragraph (m)), to get wooden shipping containers for the delivery of empty inner containers. However, they may use, for this purpose, any rating which they are entitled to under paragraphs (g) (h-Schedule A), (j) (i) or (k) (2) of this order.

In addition, manufacturers or jobbers of inner containers may use the same ratings which their customers could use to get wooden shipping containers, within the following limits and under the following conditions:

(1) The customer must advise the manufacturer or jobber, in writing, that a specific number or all of the inner containers covered by his purchase order will be used for a purpose which would entitle him, under the terms of this order, to use a certain rating to get wooden shipping containers for shipping them after they (the inner containers) have been filled.

(2) When so advised, the manufacturer or jobber of the inner containers may use the same rating to get wooden shipping containers for delivering the specified number of empty inner containers to that customer, or to replace any wooden shipping containers so used in inventory.

¹ "Production material" means, with respect to any person, material or products (including fabricated parts and subassemblies) which will be physically incorporated into his product and includes the portion of such material normally consumed or converted into scrap in the course of processing. It also includes items purchased by a manufacturer for resale to round out his line if such items do not represent more than 10% of his total sales. It does not include any items purchased by him as manufacturing equipment or for maintenance, repair or operating supplies as defined in CMP Regulation 5.

(o) Permitted extension of ratings by wooden shipping container jobbers. A person who sells empty wooden shipping containers, which he does not make, or which he merely assembles, may extend his customers' ratings to get wooden shipping containers for delivery on the rated order, or to replace any wooden shipping containers so delivered in inventory.

(o-1) Combination packages. For the purpose of this order, a "combination package" is one in which two or more products are packed in the same wooden shipping container.

Wooden shipping containers for combination packages must be obtained with the lowest rating which could be used, under this order, to get wooden shipping containers if each product in the package were packed separately. For instance, if a retail store packs two products in the same wooden shipping containers and it could use an AA-3 to get wooden shipping containers for one of them (if packed separately) and an AA-5 for the other, it must use an AA-5 to get wooden shipping containers for the combination package.

Use of Ratings for Delivery of Empty Containers to Foreign Countries

(p) Countries other than Canada. No ratings except those assigned pursuant to paragraph (l) (Special ratings) may be used to get wooden shipping containers which will be delivered empty to any foreign country except Canada, unless the containers are to be delivered directly to and used directly by an agency of the United States Government.

(q) Canada. The ratings provided by this order may be used to get wooden shipping containers by persons in Canada only if they are authorized to do so in accordance with Priorities Regulation 22. Any person in Canada authorized to use a preference rating under this order shall use such rating in the manner provided by Priorities Regulation 22.

Products Manufactured Under Priorities Regulation 25

(q-1) Ratings for products manufactured under Priorities Regulation 25. A person who manufactures a product under the terms of Priorities Regulation 25 may use an AA-5 rating to get wooden shipping containers for it regardless of whether or not he has been assigned a production material rating under that regulation.

However, he may not use his catch-all rating (paragraph (m)) or any rating assigned pursuant to paragraph (h) (Schedule A) for this purpose.

Directions

(r) Special directions by the War Production Board. The War Production Board may, from time to time, direct a producer to produce and deliver specific quantities and types of wooden shipping containers to specified persons. It may

also direct the manner in which such production and delivery shall be effected. Such directions will be made to insure the satisfaction of war and essential civilian requirements, both direct and indirect, and shall take precedence, to the extent which may be indicated by the War Production Board in the Direction over any preference ratings.

Existing Unfilled Orders

(s) Permitted Rerating of existing orders. Preference ratings assigned or permitted to be used by this order may be applied or extended to any unfilled order for wooden shipping containers placed prior to April 4, 1945. Any rating so applied or extended is a rerating under the provisions of Priorities Regulation 12.

(t) Compulsory rerating of unfilled orders. (1) Where a rating has been lowered by amendment of Schedule A. Any person who has applied a rating under Schedule A (paragraph (h)) of this order to get wooden shipping containers must, if the containers covered by his order are not delivered or in transit to him within ten days after the rating has been lowered by an amendment to that Schedule, rerate his purchase order to the extent necessary to bring it into conformity with the provisions of this order as then amended. Thus a person who has used a Schedule A rating which was lowered by the amendment of April 4, 1945, must rerate his order to bring it into conformity with this order as amended unless the rated shipping containers are actually in transit to him before April 4, 1945.

(2) Where the production material rating has been lowered. Where a person has placed orders for wooden shipping containers to which he has applied his production material rating (paragraph (i)) and that rating is subsequently lowered, he must rerate his unfilled orders for wooden shipping containers to the same extent (and only to the same extent) that he is required to rerate his outstanding orders for production materials.

(3) Where ratings have changed in any other manner. In any other case where the rating which a person has used to get wooden shipping containers is rerated downward, he must rerate his unfilled purchase orders for wooden shipping containers as provided in Priorities Regulation 12.

(u) Cancellation of special ratings previously assigned. No ratings assigned on Form WPB-2408, before February 29, 1944, may be applied to orders for containers placed after February 29, 1944.

Certification

(v) How the ratings provided for in this order may be applied or extended. The ratings assigned or permitted to be used by this order may be applied or extended only by use of a certificate in substantially the following form signed

manually or as provided in Priorities Regulation 7:

The undersigned purchaser certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the seller and to the War Production Board that he is entitled to apply or extend the preference rating set forth on this order and that such application or extension is in accordance with Priorities Regulation 3, and is justified by paragraph (--) of Order P-140.

Purchasers applying or extending ratings to get wooden shipping containers shall insert the appropriate paragraph letter of this order in the blank appearing in the last line of the above certificate.

(w) Standard certification. The standard certification provided for in paragraph (g) (1) of Priorities Regulation 3, and in paragraph (d) of Priorities Regulation 7, cannot be used in place of the certification provided by paragraph (v) above; nor may the certification provided by this order be waived in accordance with paragraph (f) of Priorities Regulation 7.

Miscellaneous

(w-1) Use of different grades of ratings on one purchase order. If a person has two or more ratings of different grades which he can use to get wooden shipping containers under this order, he may apply or extend them to deliveries on one purchase order. However, the purchase order must show the amount of each type or design of container to which a particular grade of rating is applied or extended. In order to avoid production or delivery of containers in quantities smaller than the minimum commercially practicable, a person may combine ratings of different grades and apply or extend the rating of the lowest grade to the total delivery.

(x) Limits on the scope of this order. This order deals only with the items defined as "wooden shipping containers" and "parts". It does not affect ratings applicable to any other kind of container. This order does not purport to define any containers of parts (including wooden shipping containers) as "production materials" for the product to be packed. Nor does it permit "production material" ratings, or any other ratings described herein, to be used to get any containers or parts, except those defined in paragraph (c).

(y) Restrictions on acceptance of ratings. No person receiving an order for wooden shipping containers shall give effect to any preference rating applied or extended thereto on or after February 29, 1944, if he knows or has reason to believe, that the rating has not been applied or extended in accordance with the provisions of this order.

(z) Applicability of regulations. Except to the extent that this order specifies to the contrary, this order and all transactions affected thereby are subject to all applicable provisions of the regulation of the War Production Board as amended from time to time. For instance, when this order allows a rating to be used for inventory replacement,

this must be done in accordance with Priorities Regulation 3.

(aa) *Effect of other orders.* This order does not authorize the delivery, receipt, manufacture or use of any materials in violation of any other order of the War Production Board. Attention is specifically directed to Order L-232 which restricts the manufacture and use of wooden shipping containers.

(bb) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction, may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or accepting further deliveries of or from processing or using material under priority control and may be deprived of priorities assistance.

(cc) *Communications.* All reports required to be filed hereunder, and all communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Containers Division, Washington (25) D. C., Ref: P-140.

Issued this 4th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A (NOT APPLICABLE TO MANUFACTURERS OF PRODUCTS UNDER PRIORITIES REGULATION 25—SEE PARAGRAPH (O-1))

These are the product ratings described in paragraph (h) of this order. The preference rating shown opposite each product may be used to get "wooden shipping containers" for it.

Rating procedures to get wooden shipping containers for products not appearing in the following list are described in paragraphs (g) through (q-1) of this order. Some of these procedures may, in appropriate cases, be used to get containers for listed products if the shipper prefers them to his listed rating. However, attention is called to the fact that the so-called "catch all" rating procedure, described in paragraph (m) of this order, may not be used to get containers for any listed product except in the case of combination packages as provided in that paragraph and in paragraph (o-1).

The headings used in this table are only for the purpose of separating the items into groups of similar commodities.

BUILDING MATERIALS

Product	Rating
1. Acoustical tile.....	AA-3
2. Asphalt roofing cement.....	AA-3
3. Asphalt roof (coating).....	AA-3
4. Facing tile, glazed and unglazed.....	AA-3
5. Floor and wall tile, glazed and unglazed.....	AA-3
6. Industrial plaster.....	AA-3
7. Insulating tile.....	AA-3
8. Mineral wool: formed, and for metal encased insulation.....	AA-2X

CHEMICALS AND ALLIED PRODUCTS

9. Ascorbic acid.....	AA-2
10. Acrylic monomer and acrylic resin.....	AA-2

CHEMICALS AND ALLIED PRODUCTS—continued

Product	Rating
11. Allyl Chloride and allyl alcohol.....	AA-2
12. Aniline.....	AA-2
13. Arsenious acid.....	AA-2
14. Associated paint, varnish, and lacquer products, such as stains and fillers, polishes, putty, patching plaster, and other surfacing compounds.....	AA-5
15. Bismuth chemicals.....	AA-2
16. Bleaches and hypochlorites for household use.....	AA-3
17. Can enamels.....	AA-2
18. Candles for religious purposes.....	AA-3
19. Chemical warfare agents.....	AA-2
20. Chrome pigments.....	AA-2
21. Chromium chemicals.....	AA-2
22. Cotton linters.....	AA-2
23. Dichloro diphenyl trichlorethane (DDT).....	AA-1
24. Drugs, medicinals and biologicals.....	AA-2X
25. Enamels (other than can enamels).....	AA-3
26. Ethyl cellulose.....	AA-2
27. Explosives and ammunition (exclusively military).....	AA-1
28. Explosives (industrial).....	AA-2
29. Furnace type and channel type carbon black.....	AA-2
30. Gasoline gum inhibitors.....	AA-2
31. Glass, fibrous glass products only.....	AA-2X
32. Glass, vitreous and semi-vitreous china products for kitchen, commercial and industrial use and for the preparation and serving of food.....	AA-3
33. Glass, optical.....	AA-2
34. Glass, structural.....	AA-3
35. Glass, technical (military & industrial use).....	AA-2X
36. Glycols.....	AA-2
37. Hexahydric alcohols.....	AA-2
38. Higher aliphatic alcohols.....	AA-2
39. Hydraulic fluid (aircraft only).....	AA-1
40. Hydraulic fluid (all military, except aircraft).....	AA-2
41. Ink, except printing ink.....	AA-5
42. Ink, printer's.....	AA-3
43. Insecticides and fungicides.....	AA-2X
44. Ipecac and emetine.....	AA-2
45. Lacquer.....	AA-3
46. Matches.....	AA-3
47. Metal polishes and buffing compounds (not abrasive).....	AA-4
48. Miscellaneous chemicals (acetal, ST-115, dehydrol-O-G-G-78, By Product H ₂ O ₂ , oxidized by petrolatum, hydrogenated methyl acetate).....	AA-2
49. Nicotinic acid.....	AA-2
50. Nylon.....	AA-2
51. Paint (Except marine).....	AA-3
52. Paint, marine.....	AA-1
53. Penicillin.....	AA-1
53a. Peroxygen chemicals, industrial.....	AA-2
54. Phenolic resins and phenolic resin molding compounds.....	AA-2
55. Pigment and colors (except titanium dioxide and chrome).....	AA-3
56. Phthalic anhydride, maleic anhydride, and maleic acid.....	AA-3
57. Pitch.....	AA-3
58. Polyethylene.....	AA-1
58a. Potash.....	AA-2X
59. Preservatives.....	AA-2
60. Pyridine.....	AA-3
61. Quinacrine (atabrine).....	AA-1
62. Quinine and other drugs extracted from cinchona bark.....	AA-2
63. Rayon, high tenacity.....	AA-2
64. Rayon yarn, high tenacity (tire type).....	AA-1

CHEMICALS AND ALLIED PRODUCTS—continued

Product	Rating
65. Reagent chemicals.....	AA-2
66. Riboflavin.....	AA-2
67. Textile assistants.....	AA-3
68. Thiamine hydrochloride.....	AA-2
69. Varnish.....	AA-3
70. Vinyl polymers and co-polymers.....	AA-2
71. Vitamin A.....	AA-2

CONTAINERS, INNER AND CLOSURES

(As referred to in paragraph (n) of this order.)

72. Bags and Sacks.....	AA-3
73. Bag ties.....	AA-3
74. Closures and hood for containers not otherwise listed.....	AA-3
75. Closures for glass home canning jars (including home canning jelly glasses).....	AA-2X
76. Collapsible tubes.....	AA-3
77. Fibre cans and tubes.....	AA-3
78. Folding and set-up boxes.....	AA-3
79. Glass containers, except as otherwise listed.....	AA-3
80. Glass milk bottles.....	AA-2X
81. Metal cans.....	AA-3
82. Paper caps for glass bottles and jars.....	AA-3
83. Paper cups and nested food containers.....	AA-3
84. Paper milk containers.....	AA-2X
85. Prescription bottles for prescription use and closures therefor.....	AA-2X
86. Seed envelopes.....	AA-3
87. Till baskets and berry cups.....	AA-2X

FOODS

88. Foods except those otherwise listed (note that beer, beverage compounds, concentrates and syrups, chewing gum, distilled spirits for beverage purposes, non-alcoholic beverages and wines are listed under the Miscellaneous Section of Schedule A, rather than under this heading.).....	AA-2X
89. Dessert products, fillings (pie and cake) food coloring, marshmallow and marshmallow cream, and puddings.....	AA-4
90. Flavorings.....	AA-3
91. Ice Cream.....	AA-3
92. Mustard.....	AA-5

FURNITURE

92a. Furniture, metal, industrial, office and institutional.....	AA-3
93. Furniture, wooden.....	AA-5
94. Barber shop furniture.....	AA-5
95. Beauty shop furniture.....	AA-5
96. Benches (wooden).....	AA-5
97. Blinds (venetian).....	AA-5
98. Book cases.....	AA-5
99. Bookracks.....	AA-5
100. Breakfast sets.....	AA-5
101. Bridge sets: furniture.....	AA-5
102. Cabinets, music.....	AA-5
103. Camp furniture.....	AA-5
104. Carvings: furniture.....	AA-5
105. Clothing display forms.....	AA-5
106. Coffee tables.....	AA-5
107. Console tables.....	AA-5
108. Costumers.....	AA-5
109. Counter display cases.....	AA-5
110. Display fixtures.....	AA-5
111. Display racks.....	AA-5
112. End tables.....	AA-5
113. Footstools.....	AA-5
114. Frames.....	AA-5
115. Hascoks.....	AA-5
116. Hatracks.....	AA-5
117. Inlays: wooden.....	AA-5
118. Lecterns: portable.....	AA-5
119. Magazine racks.....	AA-5

FURNITURE—continued

Product	Rating
120. Novelty furniture.....	AA-5
121. Ottomans.....	AA-5
122. Phonograph and radio cabinets.....	AA-5
123. Porch furniture.....	AA-5
124. Racks: book, clothes, display, hat.....	AA-5
125. Silverware chests.....	AA-5
126. Stands: merchandise display, telephone, and furniture.....	AA-5
127. Swings: porch.....	AA-5
128. Tables: folding—fibreboard.....	AA-5
129. Tea tables.....	AA-5
130. Trays.....	AA-5

KITCHEN AND HOUSEHOLD UTENSILS

131. Kitchen and household utensils.....	AA-5
132. Barware.....	AA-5
133. Bars, towel.....	AA-5
134. Boot and shoe trees.....	AA-5
135. Bottle cappers, household.....	AA-5
136. Candle holders.....	AA-5
137. Candelsticks.....	AA-5
138. Canisters.....	AA-5
139. Carpet beaters.....	AA-5
140. Clothes racks.....	AA-5
141. Commodes.....	AA-5
142. Crumb sets.....	AA-5
143. Curtain fixtures and rods.....	AA-5
144. Dish drainers.....	AA-5
145. Door mats.....	AA-5
146. Drapery attachments and fixtures.....	AA-5
147. Fireplace hardware, grates, bas-kets and screens.....	AA-5
148. Fly swatters.....	AA-5
149. Grids, camp.....	AA-5
150. Hardware, Drapery.....	AA-5
151. Holders, salt, soaps, toilet paper, tooth brush, etc.....	AA-5
152. Ice crushers, cubers (domestic).....	AA-5
153. Jar openers.....	AA-5
154. Juice extractors.....	AA-5
155. Mats, wire door.....	AA-5
156. Nut crackers.....	AA-5
157. Racks, tie, towel, clothes.....	AA-5
158. Soap dishes.....	AA-5
159. Spice sets.....	AA-5
160. Spittoons.....	AA-5
161. Sprayers, water, household.....	AA-5
162. Stretchers, curtain.....	AA-5
163. Woodenware, novelty.....	AA-5

PAPER AND PAPER PRODUCTS

(Ratings for items listed under this heading apply only when the items are made of paper.)

164. Abrasive papers.....	AA-2
165. Adding machine and business machine rolls and folds.....	AA-3
166. All paper for delivery to U. S. Bureau of Engraving and Printing.....	AA-2X
167. Automotive oil cartridges.....	AA-2X
168. Blue prints and direct line papers.....	AA-2
169. Books and directories.....	AA-3
170. Cable insulation.....	AA-1
171. Caps, pads, cushions, and guards for fruit and vegetable packing.....	AA-3
172. Carbon paper.....	AA-3
173. Carbonizing paper.....	AA-3
174. Chart paper.....	AA-2
175. Charts, rolls and tape for communication and recording instruments.....	AA-2
176. Cigarette papers and cigarette paper books.....	AA-5
177. Clock backs and cases.....	AA-3
178. Clothing.....	AA-3
179. Condenser paper.....	AA-1
180. Control knobs and dials.....	AA-2X
181. Cores and core plugs.....	AA-2X
182. Crepe cellulose wadding.....	AA-3
183. Crepe wadding for packing.....	AA-3

PAPER AND PAPER PRODUCTS—continued

Product	Rating
184. Crepe paper and crepe paper products.....	AA-5
185. Cups.....	AA-3
186. Dental mouth wadding.....	AA-2X
187. Diaper linings.....	AA-3
188. Dishes, spoons, forks, plates, trays and mats.....	AA-5
189. Electrical insulation tissues.....	AA-5
190. Electrical insulation pressboard.....	AA-1
191. Envelopes in all styles except expansion.....	AA-3
192. Expanding envelopes or pockets.....	AA-3
193. Facial tissues.....	AA-3
194. Faces for gauges, clocks, and weighing equipment.....	AA-2X
195. Fibre conduit and fittings.....	AA-2X
196. File dividers and indexes.....	AA-3
197. Fillers—looseleaf except accounting.....	AA-3
198. Filter paper.....	AA-2
199. Fly paper.....	AA-3
200. Fly ribbons.....	AA-3
201. Folders—file.....	AA-3
202. Friction pulleys and wheels.....	AA-2X
203. Fuses and component parts thereof.....	AA-2X
204. Gaskets.....	AA-2X
205. Gears.....	AA-2X
206. Gummed flat paper.....	AA-3
207. Helmets and helmet accessories.....	AA-3
208. Hospital wadding.....	AA-2X
209. Household waxed paper, all styles.....	AA-5
210. Index cards, plain and ruled.....	AA-3
211. Instrument panels.....	AA-2X
212. Lens tissue.....	AA-1
213. Lithomat and photomat paper.....	AA-3
214. Map paper.....	AA-2
215. Mimeograph stencils.....	AA-3
216. Molded pulp products as paper machine articles.....	AA-5
217. Napkins for industrial commercial and institutional use—bulk and dispenser type.....	AA-3
218. Napkins (household) and table and tray covers.....	AA-5
219. Prepared tracing paper.....	AA-2
220. Pressure sensitized adhesive tape.....	AA-3
221. Reproduction papers—blueprint gelatine spirit process, photographing protective and other sensitized.....	AA-2
222. Stationery (papeteria, portfolio, and folder form).....	AA-5
223. Stationery, except otherwise listed.....	AA-3
224. Stencil base stock.....	AA-3
225. Straws—soda and drinking.....	AA-5
226. Tablets, pads and notebook.....	AA-3
227. Tabulating cards.....	AA-3
228. Tags, commercial and industrial only.....	AA-3
229. Toilet seat covers.....	AA-5
230. Toilet tissue.....	AA-2X
231. Towels, household use.....	AA-5
231a. Towels for industrial, commercial and institutional use only.....	AA-3
232. Vertical file pockets.....	AA-3
233. V-Mail blanks.....	AA-3
234. Waxed, oiled, greaseproof glassine and parchment paper, all types and grades other than household packages.....	AA-2X
235. Waxed paper, except industrial.....	AA-5
236. Wrapping paper, paper bags, except industrial and military.....	AA-5
237. Wrapping tissue and cellophane.....	AA-5

RUBBER AND RUBBER PRODUCTS, NATURAL AND SYNTHETIC

238. Artificial leather and upholstery.....	AA-5
239. Bathroom equipment.....	AA-5

RUBBER AND RUBBER PRODUCTS, NATURAL AND SYNTHETIC—continued

Product	Rating
240. Belting, transmission and conveyor.....	AA-2X
241. Candy molds.....	AA-5
242. Cap covers.....	AA-5
243. Clutch facings and brake linings.....	AA-2X
244. Cushions, upholstery mattresses (except invalid and hospital use).....	AA-5
245. Desk and chair protection pads.....	AA-5
246. Desk sets.....	AA-5
247. Dish drainers.....	AA-5
248. Door checks and bumpers.....	AA-5
249. Door knob covers.....	AA-5
250. Exercise machine parts.....	AA-5
251. Fish lures.....	AA-5
252. Flotation and life saving equipment.....	AA-2X
253. Fly swatters.....	AA-5
254. Foot bath trays.....	AA-5
255. Harvesting machinery parts.....	AA-2
256. Industrial abrasive implements.....	AA-2X
257. Industrial tape, pressure sensitive and insulation.....	AA-2X
258. Inkwells and bottles.....	AA-5
259. Fireman's protective devices.....	AA-2X
260. Medical, surgical, dental drug sundries (for professional use only).....	AA-2X
261. Milk and milking equipment.....	AA-2X
262. Novelties.....	AA-5
263. Oil well specialties.....	AA-2X
264. Packing, gaskets and grommets.....	AA-2X
265. Pipe coupling rings.....	AA-2X
266. Printer's supplies.....	AA-2X
267. Rubber covered rolls and roll covering.....	AA-2X
268. Rubber protected industrial equipment and rubber linings.....	AA-2X
269. Rugs and carpets.....	AA-5
270. Serving trays.....	AA-5
271. Sink pads, mats, sprays.....	AA-5
272. Storage battery parts.....	AA-2X
273. Synthetic rubber (Butyl type and non-mutual GR-S).....	AA-1
274. Table tops.....	AA-5
275. Telephone bases and cord protectors.....	AA-5
276. Vibration mounts and shock absorbers.....	AA-2X
277. Window squeegees.....	AA-5
278. Wire and cable products.....	AA-2X

TEXTILES, CLOTHING AND LEATHER

279. Abrasive cloths.....	AA-2X
280. Animal bristles and hair.....	AA-2X
281. Bedspreads, covers, curtains, tablecloths, and similar articles.....	AA-5
282. Clothing, hats, gloves and all other outerwear and undergarments or apparel, except rationed footwear, if made in whole or in part of leather or textile yarn, staple fibre or fabrics.....	AA-3
283. Closure, apparel.....	AA-3
284. Combinations of cotton, wool, or synthetic fabrics; woven, knitted or braided.....	AA-2X
285. Combinations of cotton, wool or synthetic yarn.....	AA-2X
286. Cordage fibres (as defined in M-84).....	AA-2X
287. Cotton fabrics: woven, knitted or braided.....	AA-2X
288. Cotton yarn.....	AA-2X
289. Dyestuffs.....	AA-2X
290. Findings, shoe (the materials excepting leather, used in making shoes) for rationed footwear.....	AA-2X

TEXTILES, CLOTHING AND LEATHER—continued

Product	Rating
291. Findings, shoe for non-rationed footwear.....	AA-3
292. Furs and products made therefrom.....	AA-3
293. Lace articles.....	AA-5
294. Leather for rationed footwear (limited to processed hides, skins and splits which have not been incorporated into any product).....	AA-2X
295. Leather for other uses (limited to processed hides, skins and splits which have not been incorporated into any products other than footwear).....	AA-3
296. Leather finishes.....	AA-3
297. Leather products as follows:	AA-5
a. Bill folds and wallets.	
b. Card and key cases.	
c. Cigar and cigarette cases and tobacco pouches.	
d. Coin purses.	
e. Desk sets.	
f. Dog furnishings.	
298. Rayon (except high tenacity)....	AA-2X
299. Shoe adhesives.....	AA-3
300. Shoe leather, cut stock (repair taps, insoles, mid-soles, counters, boxtoes and welting).....	AA-2X
301. Sponges.....	AA-3
302. Synthetic fabrics, woven, knitted or braided.....	AA-2X
303. Synthetic yarn.....	AA-2X
304. Textile fibers (animal and vegetable).....	AA-2X
305. Tire cord and tire fabrics (rayon, cotton, nylon).....	AA-1
306. Trimmings.....	AA-5
307. Vegetable tanning materials.....	AA-3
308. Wool fabrics: woven, knitted, felted and braided.....	AA-2X
309. Wool yarn.....	AA-2X

MISCELLANEOUS SECTION

310. Automotive replacement parts (as defined in Order L-158 as amended).....	AA-2X
311. Beer (for returnable multiple trip containers only).....	AA-5
312. Beverages, non-alcoholic as defined in Schedule A of Order L-103-b (for returnable multiple trip containers only)....	AA-5
313. Beverage compounds, concentrates and syrups.....	AA-5
314. Buttons: military.....	AA-3
315. Buttons: except military.....	AA-5
316. Chewing gum.....	AA-4
317. Chucks, baby.....	AA-2X
318. Cement (refractories).....	AA-2X
319. Church goods (including products for religious use).....	AA-3
320. Containers purchased for direct packing by Government Printing Office.....	AA-2X
321. Controlled materials (in controlled material form, as defined in CMP Regulation 1)....	AA-1
322. Desk sets and deskware.....	AA-5
323. Dental plaster.....	AA-2X
324. Diaries.....	AA-5
325. Distilled spirits (for beverage purposes).....	AA-5
326. Fireworks.....	AA-5
327. Fluorspar.....	AA-2X
328. Fruit trees, berry bushes and vegetable plants.....	AA-2X
329. Hospital and dental equipment.....	AA-2X
330. Laundry starch.....	AA-3
331. Micro crystalline wax and blends as defined in Order PDO-19.....	AA-2

MISCELLANEOUS SECTION—continued

Product	Rating
332. Mirrors (other than integral part of furniture).....	AA-3
333. Motion picture prints or films.....	AA-2X
334. Musical instruments.....	AA-4
335. Orthopedic plaster.....	AA-2X
336. Petroleum restricted products as defined in M-201 to be delivered directly to Army, Navy, Maritime Commission and War Shipping Administration.....	AA-1
337. Petroleum restricted products as defined in M-201 for deliveries other than described in preceding item.....	AA-2X
338. Plumbing accessories, miscellaneous for tub, shower and lavatory (wood, paper, textile, rubber, plastic and glass).....	AA-5
339. Poultry, live.....	AA-2X
340. Printing plates and mats.....	AA-3
340a. Products to be incorporated, without further processing, in Army and Navy overseas emergency rations such as "K" rations, "10-1" rations, "Air Corps" rations, "Submarine" rations, etc. (This rating is only available for containers used for direct delivery of such products to the person or firm assembling such rations.).....	AA-1
340b. Products for overseas shipment purchased by or for the account of the American Red Cross for distribution to troops overseas or to prisoners of war.....	AA-2X
341. Refractories.....	AA-2X
342. Safety equipment.....	AA-2X
343. Sanitary napkins and wadding stock.....	AA-2X
344. Seeds (vegetable).....	AA-2X
345. Smelting and refinery products.....	AA-2X
346. Soap.....	AA-3
347. Surgical dressings.....	AA-2X
348. Tacks and nails: cut nails made from tack plate, wire shoe nails, non-ferrous nails, tacks except thumb tacks.....	AA-2X
349. Tobacco and tobacco products.....	AA-4
350. Talc (crayons and forms).....	AA-2X
351. Wines.....	AA-5

[F. R. Doc. 45-5451; Filed, Apr. 4, 1945; 11:23 a. m.]

PART 3270—CONTAINERS

[Preference Rating Order P-140, Revocation of Direction 2]

CANCELLATION OF RATINGS FOR CONTAINERS FOR DISTILLED SPIRITS AND HIGH WINES

Direction 2 of Preference Rating Order P-140, issued July 1, 1944, is hereby revoked. This revocation does not effect any liabilities incurred under the direction.

Issued this 4th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-5452; Filed, Apr. 4, 1945; 11:23 a. m.]

PART 3268—PLUMBING AND HEATING EQUIPMENT

[Limitation Order L-42, Direction 6 as Amended Apr. 4, 1945]

CAST IRON BATHTUBS

The following amended direction is issued pursuant to Limitation Order L-42:

(a) *What this direction does.* The War Production Board, having determined upon a program of production of metal bathtubs, has authorized the production of 50,000 cast iron bathtubs for the second quarter of 1945. This direction explains how manufacturers may obtain authorization to produce bathtubs and tells for what purposes they may be produced.

(b) *General restrictions on the production of cast iron bathtubs.* (1) No person shall manufacture any cast iron bathtubs except to the extent authorized on Form GA-1850 or as authorized by Direction 5 to Limitation Order L-42.

(2) A person wishing to obtain authorization on Form GA-1850 to make cast iron bathtubs under paragraph (b) (1) should apply for authorization by letter addressed to the War Production Board, Plumbing and Heating Division, Washington 25, D. C., Ref: L-42, Dir. 6. This letter should state the proposed production in units per quarter. Before sending this letter the applicant should consult his War Production Board field office regarding the necessity for submitting Form WPB-3820. Authorizations will be granted on the basis of the applicant's proposed use of labor, possibility of interference with war production, and facilities available for this production. Production will not be authorized where the applicant's proposed use of labor will interfere with local or inter-regional recruitment of labor.

(3) Any deficiency in production for a particular calendar quarter not exceeding 10 per cent of production authorized under Direction 5 to Limitation Order L-42 or on Form GA-1850 for that quarter, may be made up only during the following calendar quarter. This additional carry-over production is not to be charged against the authorized quarterly quota for the following quarter.

(c) *Special restrictions on production.* In addition to the restrictions contained in paragraph (b), no person shall produce bathtubs except the recessed type no longer than those commercially known as 5 feet.

(d) *Sale of bathtubs.* (1) Metal bathtubs may be delivered only to fill orders (i) of or for ultimate delivery to the Army, Navy or Veterans Administration, (ii) for export authorized by the Foreign Economic Administration, (iii) for approved installations in projects authorized on Form GA-1456, Form WPB-2836 or Form WPB-2774, (iv) from petroleum operators approved by the Petroleum Administration for War, or (v) for farmers who have received an authorization and preference rating on Form WPB-1319.

(2) No jobber, or dealer, or factory operated branch or warehouse, may accept delivery of any such bathtubs to place in his inventory, whether or not he has previously delivered bathtubs to fill such orders. No jobber, or dealer, or factory operated branch or warehouse may order, or accept delivery of any such bathtubs unless he has in his possession an actual order which has been approved by the Petroleum Administration for War or which calls for the delivery of bathtubs to an authorized project or building with a specified completion date, to or for the account of the Army, Navy or Veterans Administration or for installation in a project approved by the War Production Board on Form GA-1456, Form WPB-2836, Form WPB-

2774, or for use by a farmer who has received an authorization and preference rating on Form WPB-1319.

(3) Applications by farmers on Form WPB-1319 should be submitted to the local War Production Board office through the nearest County Agricultural Conservation Committee.

Note: Subparagraph (4), formerly part of subparagraph (3), and subparagraph (5), formerly (4), redesignated April 4, 1945.

(4) Shipments for export may be made only if a license or requisition number has actually been issued by the Foreign Economic Administration. A manufacturer may not accept a rating alone as evidence of his authority to deliver to a dealer but must obtain, in addition to the standard certification accompanying the extension of the rating, applicable information of the following nature:

(i) For delivery to or for the account of the Army or Navy; the contract purchase order, or rating certificate number.

(ii) For delivery to or for the account of the Veterans Administration:

(a) Purchases made under CMP Regulation 5A, the contract purchase order or rating certificate number.

(b) Projects authorized on Form GA-1456, the number and location of the project.

(iii) For delivery to a petroleum operator or to a project authorized on Form GA-1456 or Form WPB-2896 or Form WPB-2774; the number and location of the project.

(iv) For export authorized by the Foreign Economic Administration; the export license number or specific requisition number BSC23693.

(v) For delivery to a farmer; the serial number of the WPB-1319 certificate and the location of the War Production Board Office which authorized it.

(5) The above restrictions on the sale of bathtubs do not apply to bathtubs produced under a Priorities Regulation 25 authorization which were shipped by the manufacturer before March 14, 1945. However, before a person may take advantage of this exception with respect to any bathtub, he must obtain sufficient evidence from his supplier to know, or reasonably believe, that the bathtubs in question were produced under a Priorities Regulation 25 authorization and shipped by the manufacturer before March 14, 1945.

(e) *Exceptions and Appeals*—(1) *Production under Priorities Regulation 25.* Any person who wants to manufacture more cast iron bathtubs than he has been authorized to make on Form GA-1850 (including a person who has no authorization) may apply for permission to do so under PR-25. He may still, of course, apply for authorization under paragraph (b) (2) if he desires.

(2) *Appeals.* Any appeal from the provisions of this direction other than the restrictions of paragraph (b) should be filed on Form WPB-1477 with the Field Office of the War Production Board for the district in which is located the plant or branch of the appellant to which the appeal relates. No appeal should be filed from the restrictions of paragraph (b), except as provided in Priorities Regulation 25.

(f) *Reports.* Each manufacturer producing cast iron bathtubs shall report by letter on or before the 10th day of each month to the Plumbing and Heating Division, War Production Board, Washington 25, D. C., by size, the number of bathtubs produced and the number shipped under the direction during the preceding month. This reporting requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(g) *Effect on other orders.* The restrictions of Schedule XII to Order L-42 are superseded to the extent necessary to give effect to this Direction.

Issued this 4th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-5445; Filed, Apr. 4, 1945;
11:22 a. m.]

PART 3293—CHEMICALS

[General Allocation Order M-300, Schedule 59 as Amended Apr. 4, 1945]

PHTHALIC ALKYD RESINS

§ 3293.1059 *Schedule 59 to General Allocation Order M-300*—(a) *Definition.* "Alkyd resins" means those synthetic resins known as phthalic alkyd resins which are the reaction product in solid, liquid, or solution form of polyhydric alcohols with phthalic acid, phthalic anhydride or both, whether or not modified by any drying or non-drying oil such as tung, oiticica, castor, linseed, fish or other oils. The term includes all alkyd resins modified with phenolic reactant (as that term is defined in the War Production Board Order M-246) to the extent of ten per cent (10%) or less by weight of the resin on a solvent free basis.

(b) *General restrictions.* Alkyd resins are subject to allocation under General Allocation Order M-300 as an Appendix A material. The initial allocation date for alkyd resins as defined in Order M-139 (revoked) is January 1, 1943, when alkyd resins as so defined were first put under allocation. The initial allocation date of additional material covered in the enlarged definition of alkyd resins in paragraph (a) of this Schedule is November 1, 1944. The allocation period is the calendar month and the small order exemption is 50 pounds (solvent free basis) per person per month for experimental purposes only, and 10 pounds (solvent free basis) per person per month for any purpose.

(c) *WPB-2945 applicants required to place purchase orders.* Each person seeking authorization to accept delivery of alkyd resins shall on or before the 15th of each month furnish the supplier named in his WPB-2945 (which he files on or before the 15th of that month) with a purchase order for the full amount of the alkyd resins (specifying type and quantity of resin) requested from that supplier for delivery during the allocation period covered by the form.

(d) *Stocks affected.* All stocks of alkyd resins are subject to this Schedule, notwithstanding the "consumers' stocks" exemption of Order M-300.

(e) *Cancelled deliveries of alkyd resins.* If a supplier is unable to make any delivery authorized by War Production Board because of receipt of notice of cancellation of the purchase order or otherwise, the supplier must notify the War Production Board of this fact by letter within 10 days thereafter, and shall not thereafter deliver those alkyd resins to anyone else or use those alkyd resins for any purpose until he receives further authorization from the War Production Board.

(f) *Restrictions on phthalic anhydride content of alkyd resins.* Except as otherwise authorized by the War Production Board (under paragraph (w) of Order

M-300) the following restrictions are applicable to persons who use alkyd resins:

(1) *In proprietary coatings.* No person, on and after February 10, 1945, shall use alkyd resins for the production of proprietary coatings to fill military orders (both direct and indirect as defined in paragraph (h) of this schedule) which shall result in a coating containing more than 32 per cent phthalic anhydride based on solid content of the vehicle. For the purpose of this paragraph, a proprietary coating is any protective coating other than one which is specifically produced to conform to an Army, Navy, Marine Corps, Coast Guard or Maritime Commission specification. There is one exception to this rule, however. Any person may use alkyd resins for the production of proprietary coatings containing more than 32 per cent but not more than 40 per cent phthalic anhydride (based on solid content of the vehicle) to fill military orders, provided that his total usage of alkyd resins in any calendar month for that purpose does not exceed 4 per cent of the total quantity allocated to him for that month. He shall not ship to any one customer in any calendar month more than 500 gallons in the aggregate of such proprietary coatings containing more than 32 per cent but not more than 40 per cent phthalic anhydride based on solid content of the vehicle.

(2) *In protective coatings to fill civilian orders.* No person shall use alkyd resins for the production of protective coatings to fill civilian orders which shall result in a coating containing more than 20 per cent phthalic anhydride based on solid content of the vehicle. There are three exceptions to this rule, however. Any person may use alkyd resins to fill civilian orders on hand (not anticipated orders) for the following protective coatings containing not more than 40 per cent phthalic anhydride content based on solid content of the vehicle:

(i) Varnish for electrical insulation or impregnation where dielectric characteristics are required.

(ii) Interior can or closure coatings.

(iii) Electrical equipment coatings.

(3) *In coatings conforming to specifications other than those shown in paragraph (f) (4) below.* Any person may use alkyd resins of any phthalic anhydride content based on solid content of the vehicle, for the production of protective coatings conforming to specifications other than those listed in paragraph (f) (4). *Provided, however,* That such coatings may only be delivered on direct or indirect military orders where those specifications are required.

(4) *In coatings and in vehicles for coatings conforming to certain specifications.* No person shall use alkyd resins for the production of protective coatings conforming to the specifications appearing at the end of this paragraph (f) (4) or for the production of vehicles for such coatings, which will result in a coating or vehicle containing a greater phthalic anhydride content than is indicated opposite those specifications.

Note: Items 14 and 15 deleted Apr. 4, 1945.

Phthalic anhydride content (by weight) shall not exceed the following limits (If two limits are set, both must be observed)

Specifications	
32% of solid content of vehicle.....	1. U. S. Army, 3-177 (Enamel, Gloss (For Wood) Cleaning Compound Resistant).
32% of solid content of vehicle.....	2. U. S. Army, 3-178 (Enamel, Gloss (For Metal) Cleaning Compound Resistant).
32% of solid content of vehicle.....	3. U. S. Army, 3-181 (Enamel, Olive Drab, Rust-Inhibiting).
32% of solid content of vehicle.....	4. U. S. Army, 3-183 (Primer, Synthetic, Lacquer-Resisting).
32% of solid content of vehicle.....	5. U. S. Army, 3-187 (Enamel, Glyceryl Phthalate, Special (For coating pipe line equipment)).
32% of solid content of vehicle.....	6. U. S. Army, CQD-200B (Coatings; Exterior, Air-Drying Camouflage and Rust-Inhibiting, for Food Cans).
32% of solid content of vehicle.....	7. U. S. Army, CQD-65B (Liner, Helmet, M-1).
32% of solid content of vehicle.....	8. Federal, TT-E-485 (Enamel; Drum-Coating, Exterior, Rust-Inhibiting, Solvent Resistant).
0.60 pounds or less, per gallon of coating as shipped; 32% of solid content of vehicle.	9. U. S. Army, 3-173, Grade I (Enamel, Synthetic, Lustreless).
0.38 pounds or less, per gallon of coating as shipped; 20% of solid content of vehicle.	9a. U. S. Army, 3-175, Grade II (Enamel, Synthetic, Lustreless).
0.85 pounds or less, per gallon of coating as shipped; 32% of solid content of vehicle.	10. U. S. Army, 3-174, Grade I (Enamel, Synthetic, Semi-Gloss).
1.00 pounds or less, per gallon of coating as shipped; 32% of solid content of vehicle.	11. U. S. Army, 3-176, Grade I (Enamel, Synthetic, Gloss) (Olive Drab).
0.95 pounds or less, per gallon of coating as shipped; 32% of solid content of vehicle.	11a. U. S. Army, 3-175, Grade I (Enamel, Synthetic, Gloss) (Yellow).
1.00 pounds or less, per gallon of coating as shipped; 32% of solid content of vehicle.	11b. U. S. Army, 3-175, Grade I (Enamel, Synthetic, Gloss) (White).
1.80 pounds or less, per gallon of coating as shipped; 32% of solid content of vehicle.	11c. U. S. Army, 3-175, Grade I (Enamel, Synthetic, Gloss) (Black).
1.13 pounds or less, per gallon of coating as shipped; 32% of solid content of vehicle.	11d. U. S. Army, 3-175, Grade I (Enamel, Synthetic, Gloss) (Light Blue).
0.70 pounds or less, per gallon of coating as shipped; 32% of solid content of vehicle.	12. U. S. Army, 3-171, Grade I (Primer, Synthetic, For Ferrous Metal).
0.45 pounds or less, per gallon of coating as shipped; 20% of solid content of vehicle.	12a. U. S. Army, 3-171, Grade II (Primer, Synthetic, For Ferrous Metal).
0.70 pounds or less, per gallon of coating as shipped; 32% of solid content of vehicle.	13. U. S. Army, 3-172A, Grade I (Primer, Synthetic, Refinishing).
0.45 pounds or less, per gallon of coating as shipped; 20% of solid content of vehicle.	13a. U. S. Army, 3-172A, Grade II (Primer, Synthetic, Refinishing).
None.....	16. Those protective coatings commonly designated in the trade as baking wrinkle finishes or baking wrinkle enamels including materials produced in conformance with U. S. Army Specification 3-189, which replaces TAC-ES-680b, Classes 541 and 542 (Wrinkle Finish).
None.....	17. U. S. Army, T-1760 (Enamel, Lustreless, for Coating Metal).
None.....	18. U. S. Army, 3-162 B and C, Grades I and II (Lacquer, Enamel, Lustreless).
None.....	19. U. S. Navy, 52-P-22 (INT) (Paint, Inside, Semi-Gloss, White, Fire-Retardant).
None.....	20. U. S. Army, TAC-ES-680b, Class 101; AXS-750; Corps of Engineers, T-1000 (Primers).
None.....	21. U. S. Army, TAC-ES-680b, Class 102; AXS-751 (Refinishing Primers).
None.....	22. U. S. Army, TAC-ES-680b, Classes 200 to 239 inclusive; AXS-752; AXS-753; Corps of Engineers, T-1599 (Lustreless Enamels).
None.....	23. U. S. Army, TAC-ES-680b, Classes 300 to 339 inclusive (Gloss Enamels).
None.....	24. U. S. Army, TAC-ES-680b, Classes 439 to 440 (Semi-Gloss Enamels).
None.....	25. U. S. Navy, 52P26 (INT) (Primer, Metal (Brown)).
None.....	26. U. S. Army, 14105C (Lacquer Cellulose Nitrate, Camouflage).
None.....	27. U. S. Army, 14109B (Enamel, Camouflage, Quick-Drying).
None.....	28. U. S. Navy, 52E4 (INT) (Enamel, Light Gray, Machinery).
None.....	29. U. S. Maritime, 52-MC-30 Enamels, White and Tints, Interior (Gloss) Alkyd.

(5) *In alkyd resins conforming to certain specifications.* No person shall produce phthalic alkyd resins having a phthalic anhydride content of more than 24½% by weight, based on solid content of the resin, to meet U. S. Navy Specification 52R13 (INT) or U. S. Maritime Commission Specification 52-MC-21.

(6) *Restrictions on deliveries of certain specification paints.* If any person has facilities to bake coatings for 45 minutes at 200° F. or the equivalent time temperature schedule, he shall not accept delivery of any protective coating conforming to Grade I of U. S. Army Specification 3-171 or 3-173, or to Grade I of U. S. Army Specification 3-67F if such coating contains alkyd resins. Instead, he may accept delivery of coatings conforming to Grade II of U. S. Army Specification 3-171 or 3-173, or coatings conforming to Grade I of U. S. Army Specification 3-67F, provided such Grade I contains no alkyd resins. No person shall deliver or accept delivery of coatings conforming to Grade I of U. S. Army Specification 3-171 or 3-173, or coatings conforming to Grade I of U. S. Army Specification 3-67F which contain alkyd resins, unless the purchaser certified to the seller that he does not have facilities to bake coatings conforming to those specifications for 45 minutes at 200° F., or the equivalent time temperature schedule. Such certification should be in substantially the following form, either endorsed on the purchase order or by separate document:

Facilities certified—Ref: Paragraph (f) (6) of Schedule 59, Order M-300.

(Purchaser)
By _____
(Signature and Title of duly Authorized Official)

(g) *Suppliers' applications on WPB-2946.* Each supplier seeking authorization to deliver shall file application on Form WPB-2946 (formerly PD-601) Filing date is the 19th day of the month before the requested allocation month. Send three copies (one certified) to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-59. The unit of measure is pounds (solvent free). In Table I fill in only the aggregate quantity requested (without specifying customers' names) for delivery on exempt small orders. In Table II, Column 8, applicant should list his separate producing plants and opposite each plant in Columns 9 through 14, inclusive, report one applicable lump sum (solvent free) for all grades. Leave Columns 15 and 16 blank.

(h) *Customers' applications on Form WPB-2945.* Each person seeking authorization to use or accept delivery shall file application on Form WPB-2945 (formerly PD-600). Filing date is the 15th day of the month before the requested allocation month. File separate sets of

forms for each supplier. Send three copies (one certified) to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-59, and one copy to the supplier. On copy sent to the supplier, fill in only the heading and Columns 2 and 3. The unit of measure is pounds (solvent free) Column 1. Leave blank. Columns 2, 3 and 4. Information called for in these columns falls into four groups, viz., Group I—Indirect Military Orders for List A End Uses; Group II—Direct Military Orders for All End Uses; Group III—Indirect Military Orders for End Uses Other Than List A End Uses, and Civilian Orders for All End Uses; and Group IV—Export Orders.

Applicants may lump their allocation requests for alkyd resins to fill indirect military orders for the end uses appearing in List A at the end of these instructions. This is Group I. Allocation requests for alkyd resins to fill purchase orders in the other three groups must be broken down in greater detail, as explained below under each group.

For the purposes of these instructions the following definitions are applicable:

(1) "Indirect military order" means any purchase order for alkyd resins to be used on, or incorporated in material or equipment delivered, or to be delivered to, the United States Army, Navy, Marine Corps, Coast Guard, Maritime Commission or War Shipping Administration;

(2) "Direct military order" means any purchase order for alkyd resins, or a product containing alkyd resins, to be delivered directly to the United States Army, Navy, Marine Corps, Coast Guard or Maritime Commission;

(3) "Civilian order" means any purchase order for alkyd resins, or a product containing alkyd resins which is not an "indirect military order" or a "direct military order"

Information called for in Columns 2, 3 and 4 should be separated into four groups and set forth on Form WPB-2945 in the order indicated below. Each group shall be preceded by the group number and heading describing the group, viz., "Group I—Indirect Military Orders for List A End Uses" etc.

GROUP I—INDIRECT MILITARY ORDERS FOR LIST A END USES

Orders on hand. In Column 2 specify a lump sum (solvent free basis) for each primary product listed in Column 3 covered by indirect military orders on hand for List A end uses. In Column 4 specify "orders on hand"

Anticipated orders. In Column 2 specify a lump sum (solvent free basis) for each primary product listed in Column 3 to be delivered on anticipated indirect military orders for List A end uses. In Column 4 specify "anticipated orders"

GROUP 2—DIRECT MILITARY ORDERS FOR ALL END USES

Orders on hand only. In Column 2 specify exact poundage (solvent free basis) for each primary product listed in Column 3 for each separate end use described in Column 4. Primary product and end use information shall be described in accordance with WPB I-217. In addition, contract and specification numbers must be stated in Column 4 for each separate end use together with the words "orders on hand" The War Production Board will not entertain applications for al-

locations of alkyd resins to fill anticipated direct military orders.

GROUP 3—INDIRECT MILITARY ORDERS FOR END USES OTHER THAN LIST A END USES, AND CIVILIAN ORDERS FOR ALL END USES

Orders on hand only. In Column 2 specify exact poundage (solvent free basis) for each primary product listed in Column 3 for each end use described in Column 4. Primary product and end use information shall be described in accordance with WPB I-217. In addition, contract and specification numbers must be stated in Column 4 opposite each primary product to be delivered on each indirect military order. In Column 4 specify "orders on hand" The War Production Board will not entertain applications for allocation of alkyd resins for anticipated military orders for end uses other than those appearing in List A; or for anticipated civilian orders.

GROUP 4—EXPORT ORDERS

Orders on hand only. In Column 2 specify exact poundage (solvent free basis) for each primary product listed in Column 3 which is to be exported. Opposite in Column 4, specify the name of each individual, company, or governmental agency to whom or for whose account the alkyd resins will be exported, and the country of destination. The specific end use for the alkyd resin must be given together with the words "orders on hand" Primary product and end use information shall be described in accordance with WPB I-217. If the shipment is for Lend-Lease, or United Nations Relief and Rehabilitation Administration, specify Lend-Lease or UNRRA contract or serial number. If the shipment is not for Lend-Lease or UNRRA, or not destined for Canada, Form WPB-2945 must first be sent to Foreign Economic Administration together with an application for an export license. If the export license is granted, Foreign Economic Administration will then affix the export license number to Form WPB-2945 and forward it to War Production Board. The War Production Board will not entertain applications for allocations of alkyd resins for anticipated export orders.

Columns 11 through 16. Fill in all columns showing a total quantity in pounds for all grades on a solvent free basis.

Columns 17 through 25. Leave blank.

LIST A—END USES

NOTE: Item *0305 deleted Apr. 4, 1945.

ARMS, WEAPONS & AMMUNITION (INCLUDING ACCESSORIES) (MILITARY ONLY)

- 0102 Heavy arms and weapons including parts (such as Cannons, Howitzers, Mortars, Gunmounts)
- 0104 Firing control equipment—except Radar
- 0112 Shells, 20 mm. and over
- 0113 Grenades
- 0114 Torpedoes
- 0115 Bombs and Component parts—except photoflash bombs
- 0116 Mines and Depth charges
- 0117 Pyrotechnic ammunition (such as flares, signal, photoflash bombs)
- 0118 Smoke generators
- 0131 Ammunition boxes & chests—ordnance (except aircraft)—metal
- 0133 Ammunition racks
- 0134 Bomb racks
- 0135 Cartridge tanks

AIRCRAFT (MILITARY ONLY)

- 0201 Body and wing—metal
- 0202 Body and wing—wood & fabric
- 0203 Propellers
- 0204 Motors, generators and engines (airplanes)
- 0205 Fuel tanks & cells (airplane)
- 0210 Instruments other than radio and radar for aircraft

- 0221 Ammunition boxes and chests (airplane)—metal
- 0226 Parachute parts
- 0228 Landing mats

TRANSPORTATION (EXCEPT AIRCRAFT) (MILITARY ONLY)

- *0301 Ships and vessels (all types), hulls exterior (on War Shipping Administration purchase orders, primer only)
- 0302 Ships and vessels (all types), hulls interior primer
- 0304 Ships and vessels (all types), decks and superstructure primer
- *0311 Life rafts (on War Shipping Administration orders, primer only)
- 0312 Invasion barges
- 0313 Landing boats, steel
- 0314 Landing boats, plywood
- 0315 Barges, except invasion, wood
- 0316 Barges, except invasion, steel
- 0317 Barges, except invasion, concrete
- 0318 Watercraft, except landing boats, plywood, interior
- 0319 Watercraft, except landing boats, plywood, exterior
- 0326 Mine laying and sweeping equipment
- 0329 Dry docks, floating, steel
- 0330 Buoys
- 0331 Navigation instruments
- 0332 Hawsers and cables
- 0333 Anchors
- 0334 Propulsion motors, Diesel and other internal combustion engines, except airplane
- 0335 Locomotives (including parts)
- 0340 Railroad freight cars, new, exterior
- 0346 Railroad tank cars, exterior
- 0355 Tanks, jeeps and peeps (including mechanical parts), interior
- 0356 Tanks, jeeps and peeps, exterior (military only)
- 0357 Ambulances, including parts
- 0358 Trucks, new, including parts
- 0359 Trucks, maintenance, including parts
- 0360 Automobiles, including parts
- 0362 Trailers & carts
- 0365 Motorcycles & bicycles
- 0366 Skis

ELECTRICAL AND COMMUNICATION EQUIPMENT (MILITARY ONLY)

- 0401 Searchlights
- 0402 Lanterns and flashlights
- 0410 Cable and wire insulation
- 0411 Bonded mica for insulation purposes
- 0412 Armature lead-in wire
- 0413 Condensers
- 0437 Transcription records
- 0439 Walkie Talkie sets
- 0440 Radio cabinets
- 0442 Radio tubes
- 0445 Other radio parts
- 0447 Radar equipment
- **0449 Surface coatings including cambric
- **0450 Varnish for impregnation of coils and wound apparatus
- **0451 Wire enamel
- **0452 Insulation where dielectric properties required

MACHINERY, EQUIPMENT AND TOOLS (MILITARY ONLY)

- 0502 Compressors (air and gas) and pumps
- 0506 Cranes, derricks, hoists and winches, new
- 0508 Industrial trucks and tractors (including trailers for tractors), new
- 0524 Lubricating equipment
- 0525 Water softening equipment
- 0550 Dredging, excavating, construction and road machinery
- 0556 Welding machinery and equipment
- 0558 Fine mechanical tools (such as calipers, gauges, indicators, levels, etc.)
- 0559 Testing and measuring devices
- 0571 Tool kits

TEXTILES AND LEATHER (MILITARY ONLY)

- 0733 Varnished cambric
- 0738 Map and engineering drawing cloth

HEALTH, SAFETY AND SCIENTIFIC EQUIPMENT (MILITARY ONLY)

- 0802 X-ray equipment
- 0816 Surgical and medical instruments
- 0817 Optical instruments including lenses
- 0818 Scientific instruments
- 0819 Sun goggles
- 0823 Orthopedic appliances
- 0828 Fire fighting equipment.

PHOTOGRAPHIC MATERIAL AND EQUIPMENT (MILITARY ONLY)

- 0901 Camera and camera parts
- 0902 Projectors and enlargers (including parts)
- 0904 Reels and cans
- 0905 Developing and printing apparatus (including parts)
- 0906 Aero paper and film
- 0907 Sensitized tracing cloth
- 0908 Sensitized photo copy and blue print papers
- 0913 Photo templates

PRINTING INKS, PRINTING, PUBLISHING & ENGRAVING ACCESSORIES (MILITARY ONLY)

- 1014 Map and engineering drawing (printing ink)
- 1016 Stencils

OFFICE SUPPLIES AND EQUIPMENT (MILITARY ONLY)

- 1101 Tracing paper and cloth (except sensitized paper and cloth)
- FURNITURE (MILITARY ONLY)
- *1201 Bedsteads and bunks, primer
- *1204 Lockers—Navy (metal only), primer

LAUNDRY, KITCHEN AND REFRIGERATION EQUIPMENT (MILITARY ONLY)

- 1302 Mess table tops
- 1310 Laundry equipment and accessories
- 1311 Refrigerators and coolers

BUILDING MATERIALS AND BUILDINGS (MILITARY ONLY)

- 1404 Hardware and locks
- 1407 Plumbing (such as metal or non-metal sanitary ware, pipe and pipe fittings, low pressure valves, etc.)
- 1426 Nissen huts
- 1427 Hospital operating rooms

CONTAINERS, PACKAGES AND ACCESSORIES (MILITARY ONLY)

- 1511 Glass containers, including closures and parts—(foods, medicinal, chemical, only)
- 1513 Canteens, water and bl'z cans, exterior
- 1514 Gasoline and water drums, interior

MISCELLANEOUS (MILITARY ONLY)

- 1612 Helmets
 - 1613 Helmet liners
 - 1615 Identification tags and plates—metal
 - 1625 Map and chart covers and holders
- NOTE: Code descriptions bearing symbol (*) are narrower than the corresponding descriptions appearing in WPB I-217. Code descriptions bearing symbol (**) do not appear in WPB I-217. All other code descriptions in List A are the same as those in WPB I-217.

(i) *Budget Bureau approval.* The above reporting requirements have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(j) *Communications to War Production Board.* Reports and communications concerning this schedule shall be

addressed to: War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-59.

Issued this 4th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-5450; Filed, Apr. 4, 1945;
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Chapter XI—Office of Price Administration

PART 1445—LIVESTOCK

[MPR 574, Amdt. 1]

LIVE BOVINE ANIMALS (CATTLE AND CALVES)

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 574-ds amended in the following respects:

1. Section 2 (a) is amended to read as follows:

(a) *Prohibition against selling or buying live bovine animals above overriding ceiling prices and buying cattle above maximum amounts allowed.* On and after the effective date of this regulation, regardless of any contract, agreement or other obligation, no person shall sell or deliver or negotiate the sale of any live bovine animals and no person in the course of trade or business shall buy or receive or negotiate the purchase of any live bovine animals at a price higher than the overriding ceiling price fixed by this regulation for such live bovine animals, and no person in the course of trade or business shall pay for live cattle slaughtered during any accounting period an amount higher than the maximum amount fixed by this regulation for such live cattle slaughtered during such accounting period, and no person shall agree, offer, solicit or attempt to do any of the foregoing.

2. Section 5 (a) is amended to read as follows:

(a) *Current records.* On and after the effective date of this regulation, every person who sells or in the course of trade or business buys or receives live bovine animals, and every agent of such a person for sale or purchase and every person negotiating a sale or purchase (including but not limited to operators of auction markets), shall make and preserve for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, complete and accurate records of each such sale or purchase, showing (1) the date, (2) the name and address of the buyer and seller, (3) the place at which the live bovine animals were weighed, (4) the weight and number of live bovine animals, indicating whether they were bulls or live bovine animals other than bulls, and (5) the price charged or received or paid therefor.

3. Section 6 (a) is amended to read as follows:

(a) *Duty of seller to furnish an invoice or accept a receipt.* Every person sell-

² 10 F.R. 1270, 1404.

ing live bovine animals shall furnish the buyer with an invoice or accept from the buyer a receipt, or both, showing (1) the date on which the live bovine animals sold were weighed, (2) the name and address of the buyer and the seller, (3) the place at which the live bovine animals sold were weighed, (4) the weight and number of live bovine animals sold, indicating whether they were bulls or live bovine animals other than bulls, and (5) the price charged or received therefor.

4. Section 6 (c) is added to read as follows:

(c) *Presentation of invoices and receipts.* Each invoice furnished the buyer and each receipt accepted by the seller as required by paragraph (a) of this section 6 shall be preserved by such buyer and seller respectively for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

5. Section 7 (p) is added to read as follows:

(p) "Bulls" mean uncastrated male cattle (See paragraph (d) of this section for the definition of "cattle").

6. Section 8 (a) (5) is added to read as follows:

(5) Sales of bulls shall be made separately from sales of other bovine animals.

7. The last sentence of section 9 (a) (2) is amended to read as follows: "An election becomes binding for all future accounting periods except that the Regional Administrator, upon request, may give a slaughterer described in this subparagraph (a) (2) written authorization to change his election."

8. Section 9 (a) (3) is added to read as follows:

(3) The provisions of paragraphs (c) and (d) (3) of this section shall be applicable during an accounting period to any slaughterer who, during such accounting period, slaughters 5 or more bulls in all establishments (including bulls custom killed for him).

9. Section 9 (b) (2) is amended to read as follows.

(2) The "calculated live weight" in each grade shall be determined by dividing the amount of dressed carcass weight of beef in each grade produced from cattle slaughtered in such establishment during such accounting period by the appropriate conversion factors (yields or dressing percentages) certified by the Administrator of the Office of Price Administration and the Administrator of the War Food Administration to Defense Supplies Corporation. The yield factors so certified are given in section 13 (d) of this regulation.

10. Paragraph (c) of section 9 is redesignated paragraph (d) and a new paragraph (c) is added to section 9 to read as follows:

(c) *How maximum permissible cost of bulls is determined.* (1) Notwithstanding the provisions of section 8 or section 9 (b), the maximum amount (total cost of bulls) which a slaughterer subject to the provisions of this section 9 may

pay for bulls slaughtered at each slaughtering establishment during each accounting period shall be determined in accordance with the provisions of paragraph (b) of this section 9, substituting for the purposes of this paragraph (c) the term "bulls" wherever the word "cattle" is used in said paragraph (b) of section 9.

(2) The provisions of this paragraph (c) do not remove bulls from the provisions of paragraph (b) of this section 9. Bulls shall be included within the term "cattle" used in paragraph (b) of this section 9 as well as being covered by the provisions of this paragraph (c) of section 9.

(3) The provisions of this paragraph (c) shall be applicable to that portion of an accounting period remaining after April 3, 1945, as well as to each succeeding accounting period and the report required by section 10 (a) (5) shall be mailed for that portion of such accounting period as well as for succeeding accounting periods.

11. Subparagraph (3) of redesignated section 9 (d) is added to read as follows:

(3) The calculations provided for in paragraph (c) of this section 9 to determine the maximum permissible cost of bulls during an accounting period and the determinations of a slaughterer's dressed carcass weights and total cost of bulls provided for in paragraph (c) of this section 9 shall be the same as those provided for in paragraphs (b) and (d) (1) and (2) of this section 9, except that such calculations and determinations shall apply to bulls only in the place of cattle.

12. Section 10 (a) (5) is redesignated section 10 (a) (6) and a new section 10 (a) (5) is added to read as follows:

(5) A report on Form No. DS-T-55 Revised, Claim for Cattle Slaughter Payments under Revised Regulation No. 3 of Defense Supplies Corporation, covering all bulls slaughtered during such accounting period other than bulls owned for more than 30 days before slaughter, and containing the information required by section 9 (c) to determine such slaughterer's maximum permissible cost of such bulls slaughtered at such establishment during such accounting period, and showing such slaughterer's total cost of such bulls for the same period. Such report shall include specifically the information requested in the following items of Form No. DS-T-55 Revised, substituting the word "bulls" wherever the word "cattle" is used in such items and accompanying instructions: 1, 2, 3, 4, 5, 6, 7, 8 (b) and (d), and 9 (b) (c) and (d).

13. Redesignated section 10 (a) (6) is amended to read as follows:

(6) In the event that such slaughterer deducts an allowance for the actual cost of railroad freight from the cost of cattle slaughtered in such establishment east of a line following the eastern side of Lake Michigan, the eastern boundary of Indiana, and the Ohio and Mississippi Rivers to the Gulf of Mexico pursuant to § 7003.8 (a) of Revised Livestock Payments Regulation No. 3 of Defense Supplies Corporation, a signed statement attached to the

copy mailed under subparagraphs (1) or (3) above and (5) above, showing the railroad weights of the cattle purchased in each market for which a deduction is made, the total amount of railroad freight paid on cattle from each such market, and the deduction for freight from each such market.

14. The table in section 13 (c) (1) is amended by changing the term "Bologna Bulls" wherever it appears therein to read "Bulls of canner and cutter grade"

15. Section 14 (c) is amended by inserting "(1)" after the headnote "Effect of slaughter in excess of maximum permitted percentages" and before the word "any"

16. Section 14 (c) (2) is added to read as follows:

(2) Any person who violates any provision of this section 14 or of any order issued pursuant thereto may be prohibited by administrative suspension order from slaughtering and/or delivering as meat any good or choice cattle. Such suspension order shall be issued for such period as in the judgment of the Administrator or such person as he may designate for that purpose, is necessary and appropriate in the public interest or to promote the national security.

17. Section 14 (c) (3) is added to read as follows:

(3) The provisions of subparagraphs (1) and (2) of this paragraph (c) are in no way a substitution for the penalties and remedies provided by law for a violation of any of the provisions of section 14 or of any order issued pursuant thereto.

18. Section 14 (d) is redesignated section 14 (e) and a new section 14 (d) is added to read as follows:

(d) *Penalties.* On and after the effective date of this regulation, any person violating any provision of this section 14 or any provision of any order issued pursuant thereto is subject to the criminal penalties and civil enforcement actions provided by the Second War Powers Act of 1942, as amended.

This amendment shall become effective April 4, 1945.

Issued this 3d day of April 1945.

CHESTER BOWLES,
Administrator

Approved: March 26, 1945.

GROVER B. HILL,
First Assistant War Food Administrator

[F. R. Doc. 45-5400; Filed, Apr. 3, 1945; 3:01 p. m.]

PART 1314—RAW MATERIALS FOR SHOES AND LEATHER PRODUCTS

[MPR 61, Amdt. 2]

LEATHER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith,

19 F.R. 15151, 10 E.R. 1450.

has been filed with the Division of the Federal Register.

Maximum Price Regulation. 61 is amended in the following respects:

1. Section 6 (d) (1) is amended by adding at the end thereof the following undesignated paragraph:

Notwithstanding the other provisions of this section 6, once leather has been sold at a maximum price determined under the provisions of this paragraph (d) such maximum price shall constitute the maximum price for any resale of that leather by any other person.

2. Section 9 is amended to read as follows:

Sec. 9. *Maximum prices for jobbers' and finders' sales of leather used by the shoe repair trade—(a) Definitions—(1) Jobber's sale.* The term "jobber's sale of leather used by the shoe repair trade" means a sale of leather used by the shoe repair trade by a person other than the producer or importer of such leather to a jobber, finder or to a War Procurement Agency. War Procurement Agency includes the War Department, the Navy Department, the United States Maritime Commission, the training organization of the War Shipping Administration and the Lend-Lease Section in the Procurement Division of the Treasury Department of the United States or any agency of the foregoing but does not include army canteens, post exchanges or ships' service stores.

(2) *Finder's sale.* The term "finder's sale of leather used by the shoe repair trade" means a sale of leather used by the shoe repair trade by a person other than the producer or importer of such leather to a person engaged in the business of shoe repairing, including army canteens, post exchanges and ships' service stores.

(3) *Zone 1.* Zone 1 shall include the states of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware and Maryland and the District of Columbia.

(4) *Zone 2.* Zone 2 shall include the remainder of the continental United States not included in Zone 1.

(b) *Maximum prices—(1) Jobber's sales of leather used by the shoe repair trade—(i) Upper leather.* The maximum price for a jobber's sale of upper leather (whether whole or part skins, sides, or parts cut therefrom, including scrap) shall be a price determined in accordance with the first applicable pricing method enumerated in paragraphs (a) (b) and (c) of section 6 of this regulation. Such maximum price shall be subject to the provisions of section 6 relating to the reporting of prices and action by the Office of Price Administration revising such prices.

(ii) *Certain sole leather scrap.* The maximum price for a jobber's sale of sole leather scrap for which the producer's or importer's maximum price established under section 4, 7 (d) or 9, (c) of this regulation is 30¢ per pound or less, shall be the producer's or importer's maximum price for such leather (before deduction of term discounts) plus 3 cents per pound. This provision applies only to leather sold by the jobber in exactly the

same form as sold by the producer or importer. Terms of sale shall be 1% discount for payment within 30 days from the date of invoice, net cash thereafter, f. o. b. seller's shipping point.

(iii) *Other leather sold exactly as sold by the producer or importer.* The maximum price for a jobber's sale of leather not subject to the above provisions of this paragraph (b) (1), shall be 110%² of the producer's or importer's maximum price (before deduction of term discounts) established therefor under section 4, 7 (d) or 9 (c) of this regulation. This provision applies only to leather sold by the jobber in exactly the same form as sold by the producer or importer. Terms of sale shall be 1% discount for payment within 30 days from the date of the invoice, net cash thereafter, f. o. b. seller's shipping point.

(2) *Finders' sales of leather used by the shoe repair trade—(i) Upper leather.* The maximum price for a finder's sale of upper leather (whether whole or part skins, sides, or parts cut therefrom, including scrap) shall be a price determined in accordance with the first applicable pricing method enumerated in paragraphs (a) (b) and (c) of section 6 of this regulation: *Provided*, That the finder need not file the reports required by paragraphs (a) (b) or (c) (1) of section 6.

(ii) *Sole leather scrap.* The maximum price for a finder's sale of sole leather scrap shall be a price determined in accordance with the first applicable pricing method enumerated in paragraphs (a) (b) and (c) of section 6 of this regulation. Such maximum price, if in excess of 40¢ per pound, shall be subject to the provisions of section 6 relating to the reporting of prices and action by the Office of Price Administration revising such prices.

(iii) *Other leather sold exactly as sold by the producer or importer.* The maximum price for a finder's sale of leather not subject to the above provisions of this paragraph (b) (2) shall be 125%³ of the producer's or importer's maximum price (before deduction of term discounts) established therefor under section 4, 7 (d) or 9 (c) of this regulation: *Provided*, That on sales to shoe repairers whose place of business is located in Zone 2, as defined in this section, the finder may add to the maximum price so computed an amount equal to 4% thereof. The additional amount thus added shall be separately shown on the invoice as an "Additional charge permitted by OPA in Zone 2"⁴. This provision applies only to leather sold by the finder in exactly the same form as sold by the producer or importer.

²Fractions under ½ cent shall be discarded and fractions of ½ cent or more shall be raised to the nearest full cent in the price so computed.

³Fractions under ½ cent shall be discarded and fractions of ½ cent or more shall be raised to the nearest full cent in the price so computed.

⁴Where the invoice contains more than one item subject to this provision, the additional charge for Zone 2 may be stated separately for each item or in a lump sum covering all such items.

Terms of sale, f. o. b. seller's shipping point, shall be net cash on sales to shoe repairers whose place of business is located within Zone 1, and 2% discount for payment within 10 days from date of invoice, net cash thereafter, on sales to shoe repairers whose place of business is located within Zone 2.

(c) *Maximum prices for sales of leather used by the shoe repair trade which cannot be priced under paragraph (b).* The maximum price for a sale by a jobber or finder of leather used by the shoe repair trade which has been sorted, graded, waterproofed, finished or processed (other than by cutting) by the seller or for his account, or which for any other reason cannot be priced under paragraph (b) of this section, shall be determined by filing an application in conformity with section 14 of this regulation, for the establishment of a producer's maximum price for such leather and obtaining from the Office of Price Administration an order establishing such maximum price. The leather may then be sold in accordance with the applicable provisions of paragraph (b) of this section as though it were leather sold in exactly the same form as sold by the producer or importer. The provisions of this paragraph (c) shall not apply to jobbers' or finders' sales of upper leather (whether whole or part skins, sides or parts cut therefrom, including scrap), or to finders' sales of sole leather scrap.

3. Section 10 is amended to read as follows:

SEC. 10. *Requirement for marking leather used by the shoe repair trade.* Except as provided in paragraph (c) of this section, no person may sell leather used by the shoe repair trade unless it is indelibly marked or tagged in accordance with the provisions of this section,

(a) Every bend and shoulder, or strip cut therefrom, and every tap, block and square sold in the form of bundles or boxed taps, blocks or squares, shall have stamped or indelibly marked thereon the following:

(1) The name of the producer or importer, or the brand name of the leather,

(2) The weight or substance of the leather, and

(3) The maximum price at which such leather may be sold to persons engaged in the business of shoe repairing (i. e. 125% of the producer's or importer's maximum price for the leather established under sections 4, 7 (d) or 9 (c) of this regulation) or, at his option, the grade of the leather.

(b) Leather not subject to the provisions of paragraph (a), above, which has customarily been sold in a bundled, boxed, bagged, baled or packaged form, such as top pieces, butt pieces, finder's pieces, loose or bulk taps, etc., shall have indelibly marked on the outside covering of such container, or on a tag or label securely attached thereto, the following:

(1) The name of the producer or importer thereof, or the brand name of the leather,

(2) The description thereof appearing on the producer's or importer's sales invoice, and

(3) The maximum price at which such leather may be sold to persons engaged in

the business of shoe repairing (i. e. 125% of the producer's or importer's maximum price for the leather established under sections 4, 7 (d) or 9 (c) of this regulation) or, at his option, the grade of the leather.

(c) Upper leather (whether whole or part skins, sides, or parts cut therefrom, including scrap) sole leather scrap and leather sold to the War Department, the Navy Department, or the Lend-Lease Section in the Procurement Division of the Treasury Department of the United States, or sold under a direction of the War Production Board for resale to any of the above purchasers, shall be exempt from the provisions of this section.

4. Section 12 (b) is amended to read as follows:

(b) *Sellers of leather used by the shoe repair trade.* In addition to the information required by paragraph (a), every seller of leather used by the shoe repair trade shall state (1) the maximum price at which each type, size, weight and quality and grade of such leather may be resold to persons engaged in the business of shoe repairing (i. e. 125% of the producer's or importer's maximum price for the leather established under section 4, 7 (d) or 9 (c)), and (2) the name of the person for whom the producer's or importer's maximum price for such leather has been so established by the Office of Price Administration and, if any, the brand name of the leather. Upper leather (whether whole or part skins, sides or parts cut therefrom, including scrap), sole leather scrap and leather sold to the War Department, the Navy Department, or to the Lend-Lease Section in the Procurement Division of the Treasury Department of the United States, or sold under a direction of the War Production Board for resale to any of the above purchasers, shall be exempt from the provisions of this paragraph (b).

This amendment shall become effective April 9, 1945.

NOTE: The reporting and record-keeping provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 4th day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-5456; Filed, Apr. 4, 1945; 11:41 a. m.]

PART 1314—RAW MATERIALS FOR SHOES AND OTHER LEATHER PRODUCTS

[MPR 141, Amdt. 4]

RAW SHEARLINGS AND TANNED SHEARLINGS FOR THE ARMED FORCES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1314.113 is amended by adding the following items in the table with the heading "Table III—Raw Shearlings Produced in Australia"—

¹ 7 F. R. 3250, 8348, 9312, 15522; 10 F. R. 1541.

TABLE III—RAW SHEARLINGS PRODUCED IN AUSTRALIA

Type	Description	Wool length	Cents per pound		
			Sound	Light ribby	Heavy ribby
6.	Super, 64's.....	1 1/2"-2"	20 1/2	19 1/2	18 1/2
6A.	Good, 64's.....	1 1/2"-2"	17 1/2	17	16
6B.	Ordinary, 64's.....	1 1/2"-2"	15 1/2	14 1/2	13 1/2
7A.	Good, 64's and up.....	1"-1 1/2"	14	12 1/2	12 1/2
8.	Super, good, merino.....	3/4"-1"	12 1/2	11 1/2	8 1/2
13.	Super, 60/64's.....	1 1/2"-2"	20 1/2	19 1/2	19
13A.	Good, 60/64's.....	1 1/2"-2"	17 1/2	17	16 1/2
13B.	Ordinary, 60/64's.....	1 1/2"-2"	15 1/2	14 1/2	14
14.	Super, 60/64's.....	1"-1 1/2"	16	14 1/2	14 1/2
14B.	Ordinary, 60/64's.....	1"-1 1/2"	12 1/2	11 1/2	11
18.	Super, 58/60's.....	1 1/2"-2"	19 1/2	18 1/2	17 1/2
18A.	Good, 58/60's.....	1 1/2"-2"	17 1/2	17	16
18B.	Ordinary, 58/60's.....	1 1/2"-2"	15 1/2	14 1/2	14
19A.	Good, 58/60's.....	1"-1 1/2"	14 1/2	13 1/2	12 1/2
19B.	Ordinary, 58/60's.....	1"-1 1/2"	12 1/2	11	10 1/2
23.	Super, 56/58's.....	1 1/2"-2"	17 1/2	17	16
23A.	Good, 56/58's.....	1 1/2"-2"	15 1/2	15 1/2	14 1/2
23B.	Ordinary, 56/58's.....	1 1/2"-2"	14 1/2	14	13 1/2
24.	Super, 56/58's.....	1"-1 1/2"	15 1/2	14 1/2	13 1/2
24B.	Ordinary, 56/58's.....	1"-1 1/2"	12 1/2	11 1/2	10 1/2
28.	Super, 50/56's.....	1"-2"	17 1/2	15 1/2	14
28A.	Good, 50/56's.....	1"-2"	15 1/2	13 1/2	12
29.	Super, 50/58's.....	1 1/2"-2"	13 1/2	12	9 1/2
29B.	Ordinary, 50/58's.....	1 1/2"-2"	8 1/2	7 1/2	6
33.	Super, 48/50's.....	1"-2"	16	14 1/2	12 1/2
33A.	Good, 48/50's.....	1"-2"	13 1/2	12	10 1/2
33B.	Ordinary, 48/50's.....	1"-2"	12 1/2	11	9 1/2
34A.	Ordinary, 48/50's and under.....	3/4"-1"	10 1/2	8 1/2	6
38.	Super, 44's and under.....	1"-2"	15 1/2	13 1/2	11 1/2
38A.	Good, 44's and under.....	1"-2"	13 1/2	11 1/2	9 1/2
38B.	Ordinary, 44's and under.....	1"-2"	12	9 1/2	8
46.	Super, 60/64's.....	1 1/2"-2"	18 1/2	17 1/2	17
46A.	Good, 60/64's.....	1 1/2"-2"	17 1/2	16	15 1/2
46B.	Ordinary, 60/64's.....	1 1/2"-2"	14 1/2	14	13 1/2
47.	Super, 60/64's.....	1"-1 1/2"	16 1/2	15 1/2	14 1/2
47A.	Good, 60/64's.....	1"-1 1/2"	14 1/2	14	12 1/2
47XA.	Ordinary, 60/64's.....	3/4"-1"	9 1/2	8	6 1/2
49A.	Ordinary, 58/60's.....	1 1/2"-2"	12	10 1/2	8 1/2
51A.	Good, 50/58's.....	1 1/2"-2"	14 1/2	12 1/2	11
51B.	Ordinary, 50/58's.....	1 1/2"-2"	12 1/2	10 1/2	9 1/2
54.	Super, good, 48/50's.....	1 1/2"-2"	16	14	12 1/2
56.	Super, 44's and under.....	1 1/2"-3"	16 1/2	14 1/2	12 1/2
56A.	Good, 44's and under.....	1 1/2"-3"	15 1/2	14	12
56B.	Ordinary, 44's and under.....	1 1/2"-3"	14	12 1/2	10 1/2
60.	Super, 50/58's.....	1 1/2"-2"	18 1/2	16 1/2	14 1/2
60B.	Ordinary, 50/58's.....	1 1/2"-2"	15 1/2	13 1/2	11 1/2
61A.	Good, 50/58's.....	1"-1 1/2"	15 1/2	12 1/2	11 1/2
61B.	Ordinary, 50/58's.....	1"-1 1/2"	13 1/2	11	9 1/2
62.	Super, good, 50/58's.....	1 1/2"-2"	12 1/2	11 1/2	9
65.	Super, good, 48/50's.....	1 1/2"-2"	16	14 1/2	12 1/2
69A.	Ordinary, 44's and under Super, good.....	1 1/2"-3"	14	12 1/2	10 1/2

This amendment shall become effective April 9, 1945.

Issued this 4th day of April 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-5457; Filed, Apr. 4, 1945;
11:41 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 507, Amdt. 2]

CEILING PRICES OF CERTAIN FRESH AND FROZEN FISH AND SEAFOOD SOLD AT RE- TAIL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

¹ 9 F.R. 14601.

Revised Maximum Price Regulation 507 is amended in the following respects:

1. Section 2 (a) is amended to read as follows:

(a) *What stores are covered.* Your store is covered by this regulation if you are a retailer who buys and resells food products, for the most part to ultimate consumers who are not commercial, industrial or institutional users. Ceiling prices for sales to other retailers, hotels, boarding houses, restaurants, institutions and other eating places selling or furnishing meals are the ceiling prices fixed by Maximum Price Regulation No. 364, 418¹ or 579,² whichever is applicable to the species being priced. Nevertheless, you may, during any month, use the ceiling prices fixed by this regulation in selling to eating places or to other retailers, if 80 percent or more of your total sales of fresh and frozen fish and seafood during the previous calendar month were sales at retail to ultimate consumers. Retail route sellers and wagon retailers shall, for the purpose of this regulation, regard themselves as stores, and figure their ceiling prices as such.

2. Section 15 is amended to read as follows:

SEC. 15. *How you figure your ceiling prices for items which you "process"*—

(a) *Fresh fish.* (1) "Net cost." If, prior to offering any item of fresh fish for sale, you "process" it by changing its form to either drawn, dressed, dressed and skinned, fillets, cuts or steaks (sliced) you will figure your "net cost" as though you had purchased the item already processed. Your "net cost" for any style of dressing is the price fixed at the time you process it, for that style of dressing, in Maximum Price Regulation No. 418 or in Maximum Price Regulation No. 579, as listed in the table of prices covering your supplier's sales to you. (Add the transportation and container allowances permitted under the applicable regulation.) If the item which you process is one which you purchased from a producer under Table A in Maximum Price Regulation No. 418, your "net cost" is the price fixed at the time you process it, for that style of dressing in Table B of Maximum Price Regulation No. 418. If the item which you process is one which you purchased from a producer under Column A of the table covering that species in Maximum Price Regulation No. 579, your "net cost" is the price fixed at the time you process it, for that style of dressing in Column B of the table covering that species in Maximum Price Regulation No. 579.

If, prior to offering any item of fresh fish for sale, you "process" it by changing its form to cuts or steaks (sliced) and

² 9 F.R. 11065, 11273, 12129, 12130, 12413, 12696, 12590, 14063; 10 F.R. 2025.

¹ 8 F.R. 9366, 10086, 10513, 10939, 11734, 11687, 12468, 12233, 12688, 13297, 13182, 13302, 14049, 14475, 14616, 14616, 15257, 15430, 16131, 16293, 16296; 9 F.R. 90, 1325, 1532, 1575, 2133, 2408, 2691, 3038, 3388, 3578, 3940, 4350, 4821, 6103, 6452, 7168; 11273, 11226, 12087, 14497; 10 F.R. 861, 1335, 2095.

² 10 F.R. 2300, 2684.

if Maximum Price Regulation No. 418 or Maximum Price Regulation No. 579 does not fix a price for that style of dressing, you will figure your "net cost" as follows:

(i) For salt-water fish, find the price per pound fixed at the time you process it, in Maximum Price Regulation No. 418 or Maximum Price Regulation No. 579 in the table of prices covering your supplier's sales to you of that kind of fish bought dressed. (If the item which you process is one which you purchased from a producer under Table A of Maximum Price Regulation No. 418, use the dressed price fixed at the time you process it, in Table B of Maximum Price Regulation No. 418. If the item which you process is one which you purchased from a producer under Column A of the table covering that species in Maximum Price Regulation No. 579, use the dressed price fixed at the time you process it, in Column B of the table covering that species in Maximum Price Regulation No. 579) Multiply that price by 1.40. (Add the transportation and container allowances permitted under the applicable regulation.) The resulting figure will be your "net cost" per pound for the item.

(ii) For fresh-water fish, find the price per pound fixed at the time you process it, in Maximum Price Regulation No. 418 or Maximum Price Regulation No. 579 in the table of prices covering your supplier's sales to you of that kind of fish bought round. Multiply that price by 1.45. (Add the transportation and container allowances permitted under the applicable regulation.) The resulting figure will be your "net cost" per pound for the item.

If you received deliveries from more than one type of supplier, use the table price in the regulation covering your supplier and applicable to the type of supplier from whom you received the largest single delivery.

NOTE: This paragraph (a) applies only to processing which changes the item to one of the following major styles of dressing: drawn, dressed, dressed and skinned, fillets, cuts or steaks.

(2) *Mark-up.* (i) Your mark-up for any item of fresh fish which you process prior to offering for sale by changing the form to drawn, dressed, or dressed and skinned, shall be the mark-up given your group of store for the item in the table covering whole fish sold on gross weight basis and prepared to the customer's order.

(ii) Your mark-up for any item of fresh fish which you process prior to offering for sale by changing the form to fillets, cuts or steaks shall be the mark-up given your group of store for the item in the table covering fillets, cuts and steaks sold as purchased.

For example, if in the month of January you purchase fresh haddock drawn from a wholesaler selling under Column F of Table IA of Maximum Price Regulation No. 579, and if, prior to offering the haddock for sale, you change its form from drawn to dressed, your "net cost" under this regulation is the Column F price listed in Table IA of Maximum

Price Regulation No. 579 for haddock dressed (plus transportation and container allowances permitted under that regulation) To figure your ceiling price, add to your "net cost" the per pound mark-up given your group of store for haddock in the table covering whole fish sold on gross weight basis and prepared to the customer's order.

If, however, you fillet the haddock, your "net cost" is the Column F price listed in Table IA of Maximum Price Regulation No. 579 for haddock fillets (plus transportation and container allowances permitted under that regulation) To figure your ceiling price, add to your "net cost" the per pound mark-up given your group of store for haddock in the table covering fillets, cuts and steaks sold as purchased.

Or, for example, if in the month of March you purchase fresh haddock (a salt-water fish) round, drawn, or dressed, from a wholesaler selling under Column F of Table IA of Maximum Price Regulation No. 579, and if, prior to offering the haddock for sale, you change its form to steaks (sliced) your "net cost" under this regulation is the Column F price listed in Table IA of Maximum Price Regulation No. 579 for haddock dressed multiplied by 1.40 (plus transportation and container allowances permitted under that regulation) To figure your ceiling price add to your "net cost" the per pound mark-up given your group of store for haddock in the table covering fillets, cuts and steaks sold as purchased.

However, if in the month of March you purchase fresh Canadian pickerel (a fresh-water fish) round, gutted, or headed and gutted, from a cash-and-carry wholesaler (Table D) under Maximum Price Regulation No. 418, and if, prior to offering the pickerel for sale you change its form to steaks (sliced) your "net cost" under this regulation is the Table D price listed in Maximum Price Regulation No. 418 for round Canadian pickerel multiplied by 1.45 (plus transportation and container allowances permitted in Maximum Price Regulation No. 418) To figure your ceiling price, add to your "net cost" the per pound mark-up given your group of store for Canadian pickerel in the table covering fillets, cuts and steaks sold as purchased.

(3) If, prior to offering any item of fresh fish for sale, you scale and clean it in such a manner that the form of the fish is not changed from one major style of dressing to another, and such scaling and cleaning is the only processing you perform, you may add $\frac{1}{2}$ cent per pound to your "net cost" of the item figured under section 4.

(b) *Fresh seafood*—(1) "Net cost" If, prior to offering any item of fresh seafood for sale, you "process" it by changing its form to either headless, headless and vined, peeled, or peeled and vined, you will figure your "net cost" as though you had purchased the item already processed. Your "net cost" for any style of

dressing is the price, fixed at the time you process it, for that style of dressing in Maximum Price Regulation No. 418 or in Maximum Price Regulation No. 579, as listed in the table of prices covering your supplier's sales to you. If the item which you "process" is one which you purchased from a producer under Table A in Maximum Price Regulation No. 418, your "net cost" is the price, fixed at the time you process it, for that style of dressing in Table B of Maximum Price Regulation No. 418. If the item which you process is one which you purchased from a producer under Column A of the table covering that species in Maximum Price Regulation No. 579, your "net cost" is the price fixed at the time you process it, for that style of dressing in Column B of that table. If you received deliveries from more than one type of supplier, use the table price in the regulation covering your supplier and applicable to the type of supplier from whom you received the largest single delivery.

(2) *Mark-up*. Your mark-up for any item of fresh seafood which you "process" prior to offering for sale shall be the mark-up given your group of store for the item in the table covering fresh seafood sold as purchased.

(c) *Frozen fish and seafood*—(1) "Net cost" (i) If, prior to offering for sale any item of frozen fish, you process it by changing its form to either drawn (gutted) dressed, dressed and skinned, fillets, cuts or steaks (sliced), you will figure your "net cost" as though you had purchased the item already processed. Your "net cost" for any style of dressing is the price fixed, at the time you process it, for that style of dressing in Maximum Price Regulation No. 364 or in Maximum Price Regulation No. 579 as listed in the table of prices covering your supplier's sales to you. (Add the transportation allowance and add or deduct the container allowance specified in the applicable regulation.)

(ii) If, prior to offering for sale any item of frozen salt-water fish, you process it by changing its form to cuts or steaks (sliced), and if Maximum Price Regulation No. 364 or Maximum Price Regulation No. 579 does not fix a price for that style of dressing, you will figure your "net cost" as follows: Find the price per pound fixed, at the time you process it, in Maximum Price Regulation No. 364 or Maximum Price Regulation No. 579 as listed in the table of prices covering your supplier's sales to you of that kind of fish bought dressed. Multiply that price by 1.40. (Add the transportation allowance and add or deduct the container allowance specified in the applicable regulation.) The resulting figure will be your "net cost" per pound for the item.

(iii) If, prior to offering for sale you process any item of frozen fish or seafood for which Maximum Price Regulation No. 364 or Maximum Price Regulation No. 579 does not fix a maximum price or for which you are unable to fig-

ure your "net cost" under (i) or (ii) above, you shall not attempt to figure a "net cost" and apply a mark-up under this regulation. Instead, you must figure your ceiling price for such item as a processor under the applicable maximum price regulation covering the sales at retail of such item by processors.

NOTE: This paragraph (c) applies only to processing which changes the item to one of the following major styles of dressing: drawn (gutted), dressed, dressed and skinned, fillets, cuts or steaks (sliced).

(2) *Mark-up*. (i) Your mark-up for any item of frozen fish which you process prior to offering for sale by changing the form to either drawn (gutted) dressed or dressed and skinned, shall be the mark-up given your group of store for the item in the table covering whole fish sold on gross weight basis and prepared to the customer's order.

(ii) Your mark-up for any item of frozen fish which you process prior to offering for sale by changing the form to fillets, cuts or steaks (sliced) shall be the mark-up given your group of store for the item in the table covering fillets, cuts and steaks sold as purchased.

3. Section 16 is amended to read as follows:

Sec. 16. How you figure your "net cost" for items which you import—(a) *Fresh fish and seafood*. If you import any item of fresh fish or seafood covered by this regulation, your "net cost" may not exceed the Table B price (plus transportation and container allowances) fixed in Maximum Price Regulation No. 418, or the Column B price of the table covering that species (plus transportation and container allowances) fixed in Maximum Price Regulation No. 579, whichever is applicable to the species imported.

(b) *Frozen fish and seafood*. If you import any item of frozen fish or seafood covered by this regulation, your "net cost" may not exceed the applicable listed base price (plus transportation and container allowances) fixed in section 13 of Maximum Price Regulation No. 364, or the Column I price of the table covering that species (plus transportation and container allowances) fixed in Maximum Price Regulation No. 579, whichever is applicable to the species imported.

4. Section 25 (c) is deleted, and section 25 (b) is amended to read as follows:

(b) "Frozen fish and seafood" shall mean any fish or seafood which has been artificially frozen or frozen by exposure to the elements for preservation. Unless the context otherwise requires, in respect to fresh and frozen fish and seafood, the definitions set forth in Maximum Price Regulations Nos. 364, 418 and 579, and in section 302 of the Emergency Price control Act of 1942, as amended, shall apply to the terms used herein.

5. In section 26, Table A is amended to read as follows:

CENTS-PER-POUND MARK-UPS OVER NET COST ALLOWED TO RETAILERS FOR FISH AND SEAFOOD COVERED BY THIS REGULATION, BY SPECIES FOR THE MONTHS OF JANUARY THROUGH DECEMBER

Kind of fish	Whole fish, sold on gross weight basis and prepared to customer's order		Fillets, cuts and steaks sold as purchased	
	Groups 1 and 2	Groups 3 and 4	Groups 1 and 2	Groups 3 and 4
I. FRESH FISH				
1. Alewives	7	5	9	7
2. Blackback	8	6	10	8
3. Codfish, Atlantic	9	7	11	9
4. Cusk	8	6	10	8
5. Dab, Sea	8	6	10	8
6. Haddock	8	6	10	8
7. Hake	8	6	10	8
8. Hake, Mud	7	5	9	7
9. Herring, Atlantic	7	5	9	7
10. Pollock	8	6	10	8
11. Rockfish	8	6	10	8
12. Sole Grey	10	8	12	10
13. Sole, Lemon	10	8	12	10
14. Swordfish	12	10	14	12
15. Yellowtail	8	6	10	8
16. Bonito, Atlantic	8	6	10	8
17. Cod, True, Pacific	8	6	10	8
18. Flounder, Pacific	8	6	10	8
19. Halibut	8	6	10	8
20. Ling Cod, Pacific	8	6	10	8
21. Rock (Red) Cod, Pacific	8	6	10	8
22. Sablefish	8	6	10	8
23. Salmon Blueback, Sockeye	8	6	10	8
24. Salmon Chinook, King	8	6	10	8
25. Salmon Fall	8	6	10	8
26. Salmon Pink	8	6	10	8
27. Salmon Silver	8	6	10	8
28. Salmon Steelhead	8	6	10	8
29. Smelt, Silver Pacific	8	6	10	8
30. Sole Dover	8	6	10	8
31. Sole English	8	6	10	8
32. Sole Petrale	8	6	10	8
33. Sole Sand	8	6	10	8
34. Sole Turbot	8	6	10	8
35. Tuna, Atlantic	8	6	10	8
36. Tuna, Pacific	8	6	10	8
37. Tuna Albacore	8	6	10	8
38. Tuna Bluefin	8	6	10	8
39. Tuna Skipjack, Striped	8	6	10	8
40. Tuna Yellowfin	8	6	10	8
41. Yellowtail, Pacific	8	6	10	8
42. Lake Trout, Canadian	8	6	10	8
43. Pickerel, Canadian	8	6	10	8
44. Sucker, Sand Pike, Canadian	8	6	10	8
45. Sucker (F. Water Mullet), Canadian	8	6	10	8
46. Whitefish, Canadian	8	6	10	8
47. Yellow Pike, Canadian	8	6	10	8
48. Yellow Perch, Canadian	8	6	10	8
49. Fluke (Summer Flounder)	8	6	10	8
II. FRESH SEAFOOD				
1. Scallops Bay	14	12	16	14
2. Scallops Sea	12	10	14	12
3. Shrimp and Prawn	10	8	12	10

CENTS-PER-POUND MARK-UPS OVER NET COST ALLOWED TO RETAILERS FOR FISH AND SEAFOOD COVERED BY THIS REGULATION, BY SPECIES FOR THE MONTHS OF APRIL, MAY, JUNE, JULY, AUGUST AND SEPTEMBER

Kind of fish	Whole fish, sold on gross weight basis and prepared to customer's order		Fillets, cuts and steaks sold as purchased	
	Groups 1 and 2	Groups 3 and 4	Groups 1 and 2	Groups 3 and 4
I. FRESH FISH				
1. Blackback	7	5	9	7
2. Codfish, Atlantic	8	6	10	8
3. Cusk	8	6	10	8
4. Dab, Sea	8	6	10	8
5. Haddock	8	6	10	8
6. Hake	8	6	10	8
7. Hake, Mud	7	5	9	7
8. Herring, Atlantic	7	5	9	7
9. Pollock	8	6	10	8
10. Rockfish	8	6	10	8
11. Sole Grey	10	8	12	10
12. Sole, Lemon	10	8	12	10
13. Swordfish	12	10	14	12
14. Yellowtail	8	6	10	8
15. Bonito, Atlantic	8	6	10	8
16. Cod, True, Pacific	8	6	10	8
17. Flounder, Pacific	8	6	10	8
18. Halibut	8	6	10	8
19. Ling Cod, Pacific	8	6	10	8
20. Rock (Red) Cod, Pacific	8	6	10	8
21. Sablefish	8	6	10	8
22. Salmon Blueback, Sockeye	8	6	10	8
23. Salmon Chinook, King	8	6	10	8
24. Salmon Fall	8	6	10	8
25. Salmon Pink	8	6	10	8
26. Salmon Silver	8	6	10	8
27. Salmon Steelhead	8	6	10	8
28. Smelt, Silver Pacific	8	6	10	8
29. Sole Dover	8	6	10	8
30. Sole English	8	6	10	8
31. Sole Petrale	8	6	10	8
32. Sole Sand	8	6	10	8
33. Sole Turbot	8	6	10	8
34. Tuna, Atlantic	8	6	10	8
35. Tuna, Pacific	8	6	10	8
36. Tuna Albacore	8	6	10	8
37. Tuna Bluefin	8	6	10	8
38. Tuna Skipjack, Striped	8	6	10	8
39. Tuna Yellowfin	8	6	10	8
40. Yellowtail, Pacific	8	6	10	8
41. Lake Trout, Canadian	8	6	10	8
42. Pickerel, Canadian	8	6	10	8
43. Sucker, Sand Pike, Canadian	8	6	10	8
44. Sucker (F. Water Mullet), Canadian	8	6	10	8
45. Whitefish, Canadian	8	6	10	8
46. Yellow Pike, Canadian	8	6	10	8
47. Yellow Perch, Canadian	8	6	10	8
48. Fluke (Summer Flounder)	8	6	10	8
II. FRESH SEAFOOD				
1. Scallops Bay	14	12	16	14
2. Scallops Sea	12	10	14	12
3. Shrimp and Prawn	10	8	12	10

See footnote at end of table.

CENTS-PER-POUND MARK-UPS OVER "NET COST" ALLOWED TO RETAILERS FOR FISH AND SEAFOOD COVERED BY THIS REGULATION, BY SPECIES, FOR THE MONTHS OF JANUARY THROUGH DECEMBER—Continued

III. FROZEN FISH—Continued Kind of fish	Whole fish, sold on gross weight basis and prepared to customer's order ¹		Fillets, cuts and steaks sold as purchased ¹	
	Groups 1 and 2	Groups 3 and 4	Groups 1 and 2	Groups 3 and 4
	Cents-per-pound	Cents-per-pound	Cents-per-pound	Cents-per-pound
68. Smelt, Atlantic.....	9	7		
69. Sole, Rex.....	7	5		
70. Spot.....	8	6		
71. Striped Bass (Rock).....	9	7		
72. Trout, Sea, Gray.....	8	6		
73. Trout, Sea, Speckled.....	9	7		
74. All other frozen fish.....	25½	20½	23½	20½

FROZEN SEAFOOD SOLD AS PURCHASED¹

IV. FROZEN SEAFOOD Kind of Seafood	Groups 1 and 2	Groups 3 and 4
	Cents-per-pound	Cents-per-pound
1. Scallops, Sea.....	12	11
2. Scallops, Bay.....	14	13
3. Shrimp and Prawn.....	10	8
4. Crabmeat, Atlantic and Gulf.....	16	16
5. Crabmeat, Pacific.....	18	18
6. Oysters, Atlantic and Gulf.....	14	13
7. Spiny (Rock) Lobster Tails, South Africa.....	12	11
8. Spiny (Rock) Lobster Tails, Caribbean, Gulf and Pacific.....	12	11
9. Spiny (Rock) Lobstermeat, South Africa, Caribbean, Gulf, Pacific.....	17	17
10. Squid, Bone, Atlantic.....	8	6
11. Squid, Bone, Pacific.....	8	6
12. All other frozen seafood.....	25½	20½

¹ Retailers processing these items prior to offering for sale at retail, who price in accordance with section 15 shall use these tables.

This amendment shall become effective April 12, 1945.

Issued this 4th day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5458; Filed, Apr. 4, 1945;
11:41 a. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

Subchapter F—Marine Engineering

PART 51—MATERIALS

PART 55—PIPING SYSTEMS

SEAMLESS COPPER PIPE

By virtue of the authority vested in me by R. S. 4405, 4417a, 4418, 4426, 4429, 4430, 4433, as amended, 49 Stat. 1544 (45 U.S.C. 375, 391a, 392, 404, 407, 408, 411, 367), and Executive Order 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), the following amendments to the regulations are prescribed:

Section 51.14-1 is amended to read as follows:

§ 51.14-1 *Scope.* This specification covers seamless copper tubing and seam-

less copper pipe in all standard sizes for use at temperatures not exceeding 406° F. This material is suitable for steam, boiler feed, blow-off, compressed air, salt and fresh water lines. Such material shall be commercially round and free from cracks, seams, slivers, scale and other surface defects.

Section 55.19-3 is amended by changing paragraphs (e) and (g) to read as follows:

§ 55.19-3 *Detail requirements* * * *

(e) Seamless drawn copper pipe may be used for all purposes where the temperature does not exceed 406° F. but shall not be permitted in any system where it comes in contact with fuel oil, either internally or externally, except that short flexible copper connections of approved construction may be used for oil burners. Where copper pipe is used it must be properly annealed before installation.

(g) Seamless drawn brass pipe may be used where the temperature does not exceed 406° F.

L. T. CHALKER,
Rear Admiral, U. S. C. G.
Acting Commandant.

[F. R. Doc. 45-5424; Filed, Apr. 4, 1945;
9:45 a. m.]

Notices

DEPARTMENT OF LABOR.

Office of the Secretary.

[WLD 57],

WISCONSIN & MICHIGAN STEAMSHIP CO.

FINDINGS AS TO CONTRACTS IN PROSECUTION OF THE WAR

In the matter of Wisconsin & Michigan Steamship Co., Milwaukee, Wisconsin; Case No. S-1732.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, published in the FEDERAL REGISTER on August 14, 1943, and

Having been advised of the existence of a labor dispute involving the Wisconsin & Michigan Steamship Company, Milwaukee, Wisconsin,

I find that the transportation of freight by steamship by the Wisconsin & Michigan Steamship Company pursuant to any contract, whether oral or written, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 3d day of April, 1945.

FRANCES PERKINS,
Secretary of Labor.

[F. R. Doc. 45-5425; Filed, Apr. 4, 1945;
10:40 a. m.]

[WLD 59]

MIDWEST HAULERS, INC., AND MUTUAL TRUCKING CO.

FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Midwest Haulers, Inc. and Mutual Trucking Co., Toledo, Ohio; Case No. S-1763.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Midwest Haulers, Inc. and Mutual Trucking Co., Toledo, Ohio.

I find that the transportation of freight by motor vehicle by Midwest Haulers, Inc., Toledo, Ohio, pursuant to contract with the Universal Carloading and Distributing Co., Toledo, Ohio, and the transportation of freight by motor vehicle by Mutual Trucking Co., Toledo, Ohio, pursuant to contract with Midwest Haulers, Inc., are contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 3d day of April, 1945.

FRANCES PERKINS,
Secretary.

[F. R. Doc. 45-5428; Filed, Apr. 4, 1945;
10:40 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 950]

RECONSIGNMENT OF ORANGES AT EL PASO, TEX.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at El Paso, Texas, March 30, 1945, by California Fruit Growers Exchange, of car PFE 44242, oranges, now on the Southern Pacific Company, to Columbia Falls, Maine (SP-RI-IHB-NYC-B&M-Me. Cent.), consigned to Hathaway Brothers.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 30th day of March 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R., Doc. 45-5427; Filed, Apr. 4, 1945;
10:49 a. m.]

[S. O. 70-A, Special Permit 951]

RECONSIGNMENT OF CARROTS AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri, March 30, 1945, by Garrett Holmes, of car PFE 14682, carrots, now on the Kansas City Southern Railroad, to F. H. Vahlsing, St. Louis, Missouri (Wabash).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the

general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 30th day of March, 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-5428; Filed, Apr. 4, 1945;
10:49 a. m.]

[S. O. 262, 3d Amended Gen. Permit 1]

REFRIGERATION OF CITRUS FRUITS FROM FLORIDA

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 262 of December 18, 1944 (9 F.R. 14786), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To provide standard refrigeration on any refrigerator car loaded with a mixed shipment of tangerines or temple, king, or clementine oranges and other citrus fruits originating at any point or points in the State of Florida provided that the tangerines or temple, king or clementine oranges in the car comprise not less than fifty (50) percent of the tariff minimum weight applicable on the tangerines or temple, king, or clementine oranges, and further provided that the waybills shall show reference to this general permit.

This general permit shall become effective at 12:01 a. m., April 1, 1945, and shall expire at 11:59 p. m., May 31, 1945.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 31st day of March 1945.

V. C. CLINGER,
Director
Bureau of Service.

[F. R. Doc. 45-5429; Filed, Apr. 4, 1945;
10:49 a. m.]

[S. O. 262, Amended, Gen. Permit 2]

REFRIGERATION OF CITRUS FRUITS FROM FLORIDA

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 262 of December 18, 1944 (9 F.R. 14786) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To accord standard refrigeration on any refrigerator car loaded with straight carloads of temple, king or clementine oranges, tangerines, satsumos or mandarines, originating at any point or points in the State of Florida, provided the waybills make reference to this general permit.

This general permit shall become effective at 12:01 a. m., April 1, 1945, and shall expire at 11:59 p. m., May 31, 1945.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 31st day of March 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-5430; Filed, Apr. 4, 1945;
10:49 a. m.]

[S. O. 262, Gen. Permit 4]

REFRIGERATION OF CITRUS FRUITS FROM FLORIDA

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 262 of December 18, 1944 (9 F.R. 14786) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To provide standard refrigeration on any refrigerator car loaded with grapefruit or loaded with mixed citrus fruits containing not less than 50 percent grapefruit originating at any point or points in Florida moving direct, to destinations in Canada, or to destinations in the United States located west of the western boundaries of the states of Missouri, Iowa and Minnesota and north of the northern boundaries of the states of Oklahoma, New Mexico and Arizona, without stop-off at intermediate points.

This general permit shall become effective at 12:01 a. m., April 2, 1945, and shall expire at 11:59 p. m., May 31, 1945.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 31st day of March 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-5431; Filed, Apr. 4, 1945;
10:49 a. m.]

[S. O. 288, Special Permit 5]

REFRIGERATION OF SHELL EGGS FROM DENVER, COLO.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 288 of February 27, 1945 (10 F.R. 2408), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 288 insofar as it applies to the furnishing or supplying of one refrigerator car for loading with 480 cases of shell eggs, shipped by Toners, Inc., from Denver, Colorado, not later than April 4, 1945, to Mountain Home Army Air Base, Mountain Home, Idaho, via Union Pacific Railroad.

The car order, bill of lading, and other shipping papers shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 30th day of March, 1945.

V. C. CLINGER,
Director
Bureau of Service.

[F. R. Doc. 45-5436; Filed, Apr. 4, 1945;
10:50 a. m.]

[S. O. 262, Special Permit 7]

REFRIGERATION OF GRAPEFRUIT FROM
AUBURNDALE, FLA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 262 of December 18, 1944 (9 F.R. 14786), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 262 insofar as it applies to the furnishing of standard refrigeration on one refrigerator car, loaded with grapefruit, shipped not later than April 5, 1945, by Wm. P. McDonald Corporation from Auburndale, Florida (S. A. L. as initial carrier) to Halifax, Nova Scotia.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 30th day of March 1945.

V. C. CLINGER,
Director
Bureau of Service.

[F. R. Doc. 45-5432; Filed, Apr. 4, 1945;
10:50 a. m.]

[S. O. 262, Special Permit 8]

REICING OF ORANGES AND GRAPEFRUIT AT
BALTIMORE, MD.

Pursuant to the authority vested in me by paragraph (f) of the first ordering No. 68—5

paragraph of Service Order No. 262 of December 18, 1944 (9 F.R. 14786) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 262 insofar as it applies to the reicing, one time only, at Baltimore, Maryland, March 30, 1945, of refrigerator cars URT 5675, PFE 40058, FGE 50916, MDT 6402, oranges, and WFE 60231, grapefruit, all on the Pennsylvania Railroad, as ordered by Miles Conley Company.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 30th day of March 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-5433; Filed, Apr. 4, 1945;
10:50 a. m.]

[S. O. 262, Special Permit 9]

REFRIGERATION OF GRAPEFRUIT FROM
PALMHARBOR, FLA.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 262 of December 18, 1944 (9 F.R. 14786), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 262 insofar as it applies to the furnishing of standard refrigeration between Memphis, Tennessee, and destination on one refrigerator car, loaded with grapefruit, shipped March 31, 1945, by Florida Citrus Exchange from Palmarbor, Florida, consigned to Safeway Stores, Inc., Portland, Ore., via ACL-ABC-Frisco-Union Pacific.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 30th day of March 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-5434; Filed, Apr. 4, 1945;
10:50 a. m.]

[S. O. 262, Special Permit 10]

REICING OF ORANGES AT BALTIMORE, MD.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 262 of December 18, 1944 (9 F.R. 14786) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 262 insofar as it applies to the reicing of FGEX 32174, oranges, with not to exceed 4,000 lbs. ice, by the Pennsylvania Railroad at Baltimore, Maryland, upon order of Demarco Company, Inc.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 31st day of March, 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-5435; Filed, Apr. 4, 1945;
10:50 a. m.]

[S. O. 293, Amdt. 1]

ROUTING SYMEOLE TRAFFIC

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of April, A. D. 1945.

Upon further consideration of Service Order No. 298 (10 F.R. 3367) of March 27, 1945, and good cause appearing therefor: *It is ordered, That:*

Service Order No. 298 (10 F.R. 3367) of March 27, 1945, be, and it is hereby, amended by adding Fort Arthur, Texas, and West Port Arthur, Texas, as points of origin in paragraph (a) thereof.

Effective date. This order shall become effective at 12:01 a. m., April 4, 1945. (40 Stat. 101, secs. 402, 418, 41 Stat. 476, 485, secs. 4, 10; 54 Stat. 901, 912; 49 U.S.C. 1, (10)-(17))

It is further ordered, That copies of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 45-5437; Filed, Apr. 4, 1945;
10:49 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 3, Rev. 615]

NORTH CAROLINA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance

with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective April 9, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 4th day of April 1945.

GUY A. RICHARDSON,
Director

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

F. C. McPhaul, John-W. McPhaul, and J. H. Wright, copartners, doing business as Raeford Trucking Co., Raeford, N. C.

W. C. Lee, doing business as W. C. Lee's Transfer, Raeford, N. C.

[F. R. Doc. 45-5386; Filed, Apr. 3, 1945; 2:55 p. m.]

[Supp. Order ODT 3, Rev. 616]

ARIZONA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier

¹ Filed as part of the original document.

forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective April 9, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 4th day of April 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Lloyd E. Heller, doing business as Prescott Transfer & Storage Co., Prescott, Ariz.

John E. Heward, Jr., lessee of Nella B. Kelly, doing business as Kelly Freight Line, Prescott, Ariz.

[F. R. Doc. 45-5387; Filed, Apr. 3, 1945; 2:55 p. m.]

[Supp. Order ODT 3, Rev. 617]

PHOENIX AND TUCSON, ARIZ.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense

Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to

¹ Filed as part of the original document.

the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective April 9, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 4th day of April 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Arizona Express, Inc., Tucson, Ariz.
Pacific Freight Lines, Los Angeles, California.

[F. R. Doc. 45-5388; Filed, Apr. 3, 1945; 2:56 p. m.]

[Supp. Order ODT 3, Rev. 618]

ALABAMA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in

order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action

hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective April 9, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 4th day of April 1945.

GUY A. RICHARDSON,
Director
Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Jesse Sanders, doing business as Jesse Sanders Transfer Co., Opelika, Ala.
Robert Carl Welch, Opelika, Ala.
T. M. Lambert, doing business as Lambert Transfer Co., Opelika, Ala.

[F. R. Doc. 45-5389; Filed, Apr. 3, 1945; 2:54 p. m.]

[Supp. Order ODT 3, Rev. 619]

SOUTH CAROLINA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes

¹ Filed as part of the original document.

is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in

this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective April 9, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 4th day of April 1945.

GUY A. RICHARDSON,
Director

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Cecil Hodge, Sumter, S. C.
C. A. Harvin, Jr., doing business as C. A. Harvin, Jr., Truck Line, Summerton, S. C.

[F. R. Doc. 45-5390; Filed, Apr. 3, 1945;
2:54 p. m.]

[Supp. Order ODT 3, Rev. 621]

DECATUR, RAYMOND, AND SPRINGFIELD, ILL.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede

any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor

in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective April 9, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 4th day of April 1945.

GUY A. RICHARDSON,
Director

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Hayes Freight Lines, Inc., Mattoon, Ill.
Prairie State Motor Freight Co., Springfield, Ill.

[F. R. Doc. 45-5391; Filed, Apr. 3, 1945;
2:55 p. m.]

[Supp. Order ODT 3, Rev. 621]

ALBANY AND GLENS FALLS, N. Y.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting

¹ Filed as part of the original document.

forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise

directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective April 9, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 4th day of April 1945.

GUY A. RICHARDSON,
Director
Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Bentley Express Co., Inc., Ballston Spa, N. Y.

National Motor Express, Inc., Rensselaer, N. Y.

[F. R. Doc. 45-5392; Filed, Apr. 3, 1945; 2:55 p. m.]

[Supp. Order ODT 3, Rev. 624]

MANCHESTER, N. H., AND HAVERHILL, MASS.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective

on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

¹ Filed as part of the original document.

This order shall become effective April 9, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 4th day of April 1945.

GUY A. RICHARDSON,
Director.

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Robert's Express, Inc., Manchester, N. H.
Wing's Express, Inc., Haverhill, Mass.

[F. R. Doc. 45-5393; Filed, Apr. 3, 1945;
2:56 p. m.]

[Supp. Order ODT 3, Rev. 631]

NORTH CAROLINA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

¹ Filed as part of the original document.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective April 9, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time

as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 4th day of April 1945.

GUY A. RICHARDSON,
Director

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

T. C. Dowless, Bladenboro, N. C.
Grover Pait, doing business as Pait Transfer, Bladenboro, N. C.

[F. R. Doc. 45-5394; Filed, Apr. 3, 1945;
2:57 p. m.]

[Supp. Order ODT 6A-40, Amdt. 1]

NEW YORK AND WESTCHESTER COUNTY,
N. Y.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

NOTE: An amendment to Appendix 2 to Supplementary Order ODT 6A-40 was filed with the Division of the Federal Register as Document No. 45-5395, on April 3, 1945, at 2:54 p. m.

[Supp. Order ODT 6A-49]

PENNSYLVANIA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794) a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the persons named in Appendix 1 hereof are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers shall file forthwith a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or schedules, or appropriate supplements to filed tariffs or schedules, setting forth any changes in rates, charges, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs, schedules, or

supplements, to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper, or to exempt or release any participant in the plan from the requirements of any order of the Office of Defense Transportation now or hereafter in effect. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be available for examination and inspection at all reasonable times by any accredited representative of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office

of Defense Transportation, Washington 25, D. C.

This order shall become effective April 9, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 4th day of April 1945.

GUY A. RICHARDSON,
Director

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Rodger's Motor Lines, Inc., Scranton, Pa.
William R. Colborn, doing business as Auto Express, Scranton, Pa.

[F. R. Doc. 45-5396; Filed, Apr. 3, 1945;
2:54 p. m.]

[Supp. Order ODT 6A-100]

GREENWOOD, MISS., AREA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 E.R. 8757, 14582; 9 F.R. 2794), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the persons named in Appendix 1 hereof are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers shall file forthwith a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or schedules, or appropriate supplements to filed tariffs or schedules, setting forth any changes in rates, charges, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs, schedules, or supplements, to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of serv-

ice by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper, or to exempt or release any participant in the plan from the requirements of any order of the Office of Defense Transportation now or hereafter in effect. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be available for examination and inspection at all reasonable times by any accredited representative of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective April 9, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the

¹ Filed as part of the original document.

Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 4th day of April 1945.

GUY A. RICHARDSON,
Director

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

R. T. Pigg, doing business as Pigg Transfer, Greenwood, Miss.

J. V. Corbin, doing business as Corbin Transfer & Coal Co., Greenwood, Miss.

Mrs. M. W. Stroud, doing business as Greenwood Transfer & Coal Co., Greenwood, Miss.

[F. R. Doc. 45-5397; Filed, Apr. 3, 1945; 2:56 p. m.]

[Supp. Order ODT 6A-101]

GREEN BAY, WIS.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794) a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the persons named in Appendix 1 hereof are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers shall file forthwith a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or schedules, or appropriate supplements to filed tariffs or schedules, setting forth any changes in rates, charges, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs, schedules, or supplements, to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar

act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper, or to exempt or release any participant in the plan from the requirements of any order of the Office of Defense Transportation now or hereafter in effect. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be available for examination and inspection at all reasonable times by any accredited representative of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective April 9, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the

Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 4th day of April 1945.

GUY A. RICHARDSON,
Director,

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Olson Transportation Co., Green Bay, Wis.
Northern Transportation Co., Green Bay, Wis.

Peters Transfer & Storage Co., Green Bay, Wis.

Leicht Transfer & Storage Co., Green Bay, Wis.

Green Bay-Chicago Lines, Green Bay, Wis.
Wheeler Transportation Co., Green Bay, Wis.

Earl S. Jones; doing business as Jones Transfer Line, Green Bay, Wis.

Reimers Transfer, Green Bay, Wis.

Schneider Transport & Storage, Inc., Green Bay, Wis.

Monika Transfer and Truck Line, Green Bay, Wis.

Clipper City Transit Co., Manitowoc, Wis.

[F. R. Doc. 45-5393; Filed, Apr. 3, 1945; 2:57 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[MFR 120, Order 1323]

AMHERST COAL CO., ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

¹ Filed as part of the original document.

AMHERST COAL CO., P. O. BOX 433, CHARLESTON 22, W. VA., AMHERST NO. 3-C MINE, CHILTON SEAM, MINE INDEX NO. 7314, LOGAN COUNTY, W. VA., SUBDISTRICT 5, RAIL SHIPPING POINT, ACCOVILLE, W. VA., F. O. G. 150, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.																	
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21	22			
Price classification.....	O	O	O	O	L	L	K	G	E	G	O	E	E	E	K			
Rail shipment and railroad fuel.....	345	340	325	325	320	320	310	310	310	345	300	295	290	290	245			
Truck shipment.....	380	360	335	335	320	295	260	255	-----	-----	-----	-----	-----	-----	-----			

BAKER COAL CO., % DAN BAKER, NEON, KY., BAKER COAL CO., MINE, ELEHORN SEAM, MINE INDEX NO. 7330, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, FLEMING, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.														
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21	
Price classification.....	H	H	H	H	F	F	E	E	C	C	A	D	D	D	
Rail shipment and railroad fuel.....	380	375	360	360	355	340	320	315	315	370	305	300	300	300	
Truck shipment.....	380	360	335	335	320	295	260	255	-----	-----	-----	-----	-----	-----	

CITY ELEHORN COAL CO., % J. M. MORRELL, JR., PRESTONBURG, KY., TOWN BRANCH MINE, ELEHORN NO. 1 SEAM, MINE INDEX NO. 7319, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, PRESTONBURG, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.														
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21	
Price classification.....	H	H	H	H	H	H	G	E	O	E	O	H	H	H	
Rail shipment and railroad fuel.....	380	375	360	360	345	335	315	315	315	370	300	295	285	280	
Truck shipment.....	405	385	350	350	320	300	260	255	-----	-----	-----	-----	-----	-----	

PASS AND VENTERS, % N. B. PASS, FLEMING, KY., HELENA MINE, ELEHORN SEAM, MINE INDEX NO. 7332, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, FLEMING, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.														
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21	
Price classification.....	H	H	H	H	F	F	E	E	C	C	A	D	D	D	
Rail shipment and railroad fuel.....	380	375	360	360	355	340	320	315	315	370	305	300	300	300	
Truck shipment.....	380	360	335	335	320	295	260	255							

MEADE COAL CO., % J. P. MEADE, JACKHORN, KY., NO. 5 MINE, ELEHORN SEAM, MINE INDEX NO. 7331, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, JACKHORN, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.														
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21	
Price classification.....	H	H	H	H	F	F	E	E	O	O	A	D	D	D	
Rail shipment and railroad fuel.....	380	375	360	360	355	340	320	315	315	370	305	300	300	300	
Truck shipment.....	380	360	335	335	320	295	260	255							

This order shall become effective April 4, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5375; Filed, Apr. 3, 1945;
11:48 a. m.]

[MPR 61, Order 4]

LIMED, PICKLED AND BLUE CHROME SPLITS ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as

amended, and Executive Orders 9250 and 9328 and in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration, it is ordered.

(a) On and after April 9, 1945, the maximum price which may be charged by any person for a sale or delivery of limed, pickled or blue splits (other than gelatine or glue stock) shall be the highest price charged by the seller during March 1942 for splits of the same type, weight, potential cutting value and quality and grade. In the event that a seller did not deliver or offer to deliver, during March 1942, splits of the same type, weight, potential cutting value and quality and grade, the maximum price which he may charge shall be a price in line with the highest price charged by him during March 1942 for splits of the nearest related type, weight, potential cutting value and quality and grade. The term "in line with" as used in this para-

graph (a) means having a justifiable relation to the highest price charged by the seller during March 1942 with commensurate increases or decreases to give effect to actual differences in type, weight, potential cutting value and quality and grade of the leathers involved and to take into account differences, if any, in the classes of purchasers.

When used in this order the term "the highest price charged by the seller during-March 1942" shall have the definition given to it by § 1499.2 of the General Maximum Price Regulation.

(b) Every person selling under the provisions of paragraph (a) of this order shall file a report of his March 1942 highest price, or in-line price where an in-line price is used, with the Office of Price Administration in conformity with section 14 of Maximum Price Regulation 61, not later than one week after the date of the first sale made after the effective date of this order.

(c) The maximum price which may be charged by any person for a sale or delivery of limed, pickled or blue splits which cannot be priced under paragraph (a) above, shall be a price determined by the Office of Price Administration to be in line with the general level of prices during March 1942 for splits of the same and related types, weights, potential cutting values and qualities and grades sold to a purchaser of the same class. No person may sell or deliver splits under the provisions of this paragraph unless he has filed an application, in conformity with section 14 of Maximum Price Regulation 61, for establishment of his maximum price and has obtained from the Office of Price Administration an order establishing his maximum price for such splits.

(d) For the purposes of this order the term "base period" as used in section 14 of Maximum Price Regulation 61 shall mean the month of March 1942.

(e) The maximum prices established by this order shall supersede and replace any and all maximum prices previously established for sales of such splits.

(f) This order shall be valid until July 1, 1945, or until the prices herein established are revised by the Office of Price Administration, whichever event first occurs.

This Order No. 4 shall become effective April 9th, 1945.

NOTE: The reporting provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5399; Filed, Apr. 3, 1945;
3:01 p. m.]

[MPR, Order 28, Revocation]

ROLEX WATCH CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of

the Maximum Import Price Regulation; *It is ordered*, That Order No. 28 under the Maximum Import Price Regulation is revoked.

Issued and effective this 3d day of April, 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5402; Filed, Apr. 3, 1945;
3:02 p. m.]

[MPR, Rev. Order 1, Revocation]

SALES BY ASSEMBLERS OF WATCHES CONTAINING IMPORTED MOVEMENTS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, *It is ordered*, That Revised Order No. 1 under the Maximum Import Price Regulation is revoked.

Issued and effective this 3d day of April, 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5401; Filed, Apr. 3, 1945;
3:01 p. m.]

[MPR, Order 49, Revocation]

HELBROS WATCH CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, *It is ordered*, That Order No. 49 under the Maximum Import Price Regulation is revoked.

Issued and effective this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5403; Filed, Apr. 3, 1945;
3:02 p. m.]

[MPR 188, Order 83 Under 2d Rev. Order A-3]

BRUNSWICK SEATING CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A-3, under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Brunswick Seating Corporation, of Lawrenceville, Virginia, may sell and deliver the four items listed below, which it manufactures and which are fully described in the manufacturer's application, dated August 30, 1944, at prices no higher than those set forth below:

Article	Maximum price for sales to—			Adjustment charge	Maximum price as adjusted for sales to—		
	Dealers	Church and Sunday schools	Schools and American Red Cross		Dealers	Church and Sunday school	Schools and American Red Cross
Model 41 chair:							
School brown finish.....	\$1.14	\$1.425	\$1.52	\$0.39	\$1.53	\$1.815	\$1.91
Oak finish.....	1.05	1.3125	1.40	.33	1.38	1.6425	1.73
Model 141 chair.....	1.89	2.3325	2.72	.25	2.14	2.6125	2.97
Model 142 chair.....	2.01	2.5125	2.65	.25	2.29	2.7625	2.90

The adjustment charges, provided herein, may be made and collected only if stated separately.

The maximum prices of the manufacturer, as adjusted, are subject to its customary terms, discounts, allowances and other price differentials in effect during March, 1942 on sales to each class of purchaser.

(b) *Maximum prices of purchasers for resale.* Any purchaser for resale, who handles the items for which the manufacturer's maximum prices have been adjusted as provided in paragraph (a) in the course of their distribution from the manufacturer to the user, may add to his properly established maximum price for those articles, in effect immediately prior to the effective date of this order, the dollar-and-cents amount of the adjustment charge which he is required to pay to the manufacturer, provided the amount of such adjustment charge has been separately stated.

The maximum prices, as adjusted, of a purchaser for resale are subject to the seller's customary discounts, allowances and other price differentials in effect during March 1942 on sales to each class of purchaser.

(c) *Notification.* Every person who makes a sale or delivery at an adjusted price permitted by this order shall furnish the purchaser with an invoice containing the following notice:

NOTICE OF OPA ADJUSTMENT

Order No. 83 under 2d Revised Order A-3 under MPR 188 authorizes all sellers of the articles covered by this invoice to adjust their maximum prices, in effect prior to April 4, 1945, by adding no more than the exact dollar-and-cents amount of the adjustment charge appearing on this invoice, provided that amount is stated separately on an invoice which contains this notice.

(d) *Statements to be submitted to the Office of Price Administration.* After the effective date of this order, Brunswick Seating Corporation shall submit to the Office of Price Administration a detailed quarterly profit and loss statement within thirty days after the close of each quarter.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on April 4th, 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5418; Filed, Apr. 3, 1945;
3:05 p. m.]

[MPR 188, Order 84 Under 2d Rev. Order A-3]

THE SOUTHERN DESK CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* The Southern Desk Company of Hickory, North Carolina, may sell and deliver the items of school furniture described in its application, dated September 2, 1944, which it manufactures, at prices no higher than those set forth below:

Article	Maximum price	Adjustment charge	Maximum price as adjusted
Model 10-30A student table:			
Sales of 1 to 49.....	\$6.35	\$0.77	\$7.12
Sales of 50 to 299.....	5.95	.77	6.72
Sales of 300 or more.....	5.50	.77	6.27
Model 1110 chair:			
Sales of 1 to 49.....	1.60	.23	2.13
Sales of 50 to 299.....	1.80	.23	2.03
Sales of 300 or more.....	1.70	.23	1.93
Model 1112 chair:			
Sales of 1 to 49.....	2.20	.27	2.47
Sales of 50 to 299.....	2.05	.27	2.32
Sales of 300 or more.....	1.95	.27	2.22
Model 1114 chair:			
Sales of 1 to 49.....	2.50	.30	2.80
Sales of 50 to 299.....	2.30	.30	2.60
Sales of 300 or more.....	2.15	.30	2.45
Model 1116 chair:			
Sales of 1 to 49.....	3.20	.33	3.53
Sales of 50 to 299.....	2.95	.33	3.28
Sales of 300 or more.....	2.75	.33	3.13
Model 1118 chair:			
Sales of 1 to 49.....	3.70	.44	4.14
Sales of 50 to 299.....	3.40	.44	3.84
Sales of 300 or more.....	3.15	.44	3.59
Model 1016 tablet arm chair:			
Sales of 1 to 49.....	5.00	.61	5.61
Sales of 50 to 499.....	4.70	.61	5.31
Sales of 500 to 699.....	4.50	.61	5.11
Model 1018 tablet arm chair:			
Sales of 1 to 49.....	5.15	.63	5.78
Sales of 50 to 499.....	4.85	.63	5.48
Sales of 500 to 699.....	4.65	.63	5.28
Model 820A chair desk:			
Sales of 1 to 49.....	6.05	.72	6.77
Sales of 50 to 299.....	5.85	.72	6.57
Sales of 300 or more.....	5.50	.72	6.22
Model 820B chair desk:			
Sales of 1 to 49.....	5.75	.69	6.44
Sales of 50 to 299.....	5.50	.69	6.19
Sales of 300 or more.....	5.05	.69	5.74
Model 420 teachers' desk:	15.15	1.97	17.12
Model 470 typewriter table:	5.40	.70	6.10
Model 480 utility table:	6.90	.90	7.80
Model 420 teachers' desk:	20.05	2.72	22.77
Model 220 special folding chair.....	2.70	.34	3.03

The adjustment charges, provided herein, may be made and collected only if stated separately.

The manufacturer's maximum prices, as adjusted, are subject to his customary discounts, terms and allowances in

effect during March 1942, on sales to each class of purchaser.

(b) *Maximum prices of purchasers for resale.* Any purchaser for resale, who handles the items of school furniture for which the manufacturer's maximum prices have been adjusted as provided in paragraph (a) in the course of their distribution from the manufacturer to the user, may add to his properly established maximum price for those articles, in effect immediately prior to the effective date of this order, the dollar-and-cents amount of the adjustment charge which he is required to pay to his supplier, provided the amount of such adjustment charge has been separately stated.

The maximum prices, as adjusted, of a purchaser for resale are subject to the seller's customary discounts, allowances and other price differentials in effect during March 1942 on sales to each class of purchaser.

(c) *Notification.* Every person who makes a sale or delivery at an adjusted price permitted by this order shall furnish the purchaser with an invoice containing the following notice:

NOTICE OF OPA ADJUSTMENT

Order No. 84 under 2d Revised Order A-3 under MPR 188 authorizes all sellers of the articles covered by this invoice to adjust their maximum prices, in effect prior to April 4, 1945, by adding no more than the exact dollar-and-cents amount of the adjustment charge appearing on this invoice, provided that amount is stated separately on an invoice which contains this notice.

(d) *Statements.* After the effective date of this order, The Southern Desk Company shall submit to the Office of Price Administration, Washington, D. C., a detailed profit and loss statement within 30 days after the close of each quarter, and a statement of the number of units of each article, listed in this order, sold.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on April 4th, 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5419; Filed, Apr. 3, 1945;
3:04 p. m.]

[MPR 188, Order 85 Under 2d Rev. Order A-3]
MEINHARDT & SONS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A-3, under § 1499.159b of Maximum Price Regulation No. 188; it is ordered:

(a) *Manufacturer's maximum prices.* Meinhardt & Sons, of 5431 Virginia Avenue, Kansas City, Missouri, may sell and deliver the items listed below, which it manufactures and which are fully described in the manufacturer's application filed with the Office of Price Administration on September 14, 1944, at prices no higher than those set forth below:

Article	Maximum price to distributors	Adjustment charge	Maximum price to distributors as adjusted
M & S sure grip hand remover	\$1.24	\$0.30	\$1.54
M-C Cannon pinion remover	1.15	.39	1.54

The adjustment charges, provided herein, may be made and collected only if stated separately.

The maximum prices of the manufacturer, as adjusted, are subject to its customary terms, discounts, allowances and other price differentials in effect during March, 1942 on sales to each class of purchaser.

(b) *Maximum prices of purchasers for resale.* Any purchaser for resale, who handles the items for which the manufacturer's maximum prices have been adjusted as provided in paragraph (a) in the course of their distribution from the manufacturer to the user, may add to his properly established maximum price for those articles, in effect immediately prior to the effective date of this order, the dollar-and-cents amount of the adjustment charge which he is required to pay to his supplier, provided the amount of such adjustment charge has been separately stated.

The maximum prices, as adjusted, of a purchaser for resale are subject to the seller's customary discounts, allowances and other price differentials in effect during March 1942 on sales to each class of purchaser.

(c) *Notification.* Every person who makes a sale or delivery at an adjusted price permitted by this order shall furnish the purchaser with an invoice containing the following notice:

NOTICE OF OPA ADJUSTMENT

Order No. 85 under 2d Revised Order A-3 under MPR 188 authorizes all sellers of the articles covered by this invoice to adjust their maximum prices, in effect prior to April 4, 1945, by adding no more than the exact dollar-and-cents amount of the adjustment charge appearing on this invoice, provided that amount is stated separately on an invoice which contains this notice.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on April 4th, 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5420; Filed, Apr. 3, 1945;
3:05 p. m.]

[MPR 188, Order 3575]

C. J. DAVIES

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register,

and pursuant to § 1499.158 of Maximum Price Regulation No. 188; it is ordered.

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by C. J. Davies, 9184 Boleyn Avenue, Detroit 24, Mich.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Number	Maximum prices for sales by all persons to—		
		Wholesalers	Retailers	Consumers
Cigarette roller	1	Dozen \$1.89	Dozen \$2.62	Each \$0.33

These maximum prices are for the articles described in the manufacturer's application dated February 1, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% for 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$0.35 each
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5404; Filed, Apr. 3, 1945;
3:02 p. m.]

[MPR 188, Order 3576]

E. H. MARKS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered.*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by E. H. Marks, 4319 Woodhall, Detroit 24, Mich.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Number	Maximum prices for sales by all persons to—		
		Wholesale	Retailers	Consumers
Cigarette roller.....	1	Dozen \$1.89	Dozen \$2.52	Each \$0.35

These maximum prices are for the articles described in the manufacturer's application dated March 9, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% for 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$0.35 each
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-5405; Filed, Apr. 3, 1945; 3:02 p. m.]

[MPR 188, Order 3577]

WHITE MANUFACTURING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the White Manufacturing Company, 111 Voss Street, Peoria Heights 4, Illinois:

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Item	Maximum prices for sales by the manufacturer and purchasers for resale to—		
	Funeral directors	Casket houses	Jobber houses
Floral display rack:			
A.....	\$22.40	\$16.89	\$15.63
A-1.....	8.65	6.49	6.65
A-2.....	4.20	3.00	3.61
A-7.....	31.65	23.74	22.16
A-7-1.....	10.65	7.77	7.45
B.....	21.20	15.15	14.91
B-2.....	6.05	4.24	4.21
C.....	7.09	5.63	5.25
D.....	2.69	2.15	2.03
D-1.....	4.29	3.23	3.01
D-2.....	4.29	3.23	3.01
D-3.....	4.29	3.23	3.01
D-4.....	6.05	4.24	4.21
E.....	14.40	10.89	10.63
G-1.....	8.45	6.34	5.92
G-2.....	8.89	6.60	6.15
G-3.....	9.15	6.85	6.41
H.....	3.75	2.81	2.63
S.....	18.10	13.75	12.67

These maximum prices are for the articles described in the manufacturer's application dated January 24, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are subject to a 5% discount for payment in 10 days in the case of sales to the funeral director, 2% discount for payment in 10 days for sales to casket houses and jobber houses.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washing-

ton, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188; for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The definitions of § 1499.20 of the General Maximum Price Regulation shall be applied to all terms and words in this order unless the content requires otherwise.

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-5406; Filed, Apr. 3, 1945; 3:03 p. m.]

[MPR 188, Order 3578]

PULLMAN NORTHWEST, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered.*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Pullman Northwest, Inc., 809 Grand Street, Pullman, Washington.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by manufacturer to—		Maximum prices for sales by sellers other than the manufacturer to—	
		Wholesale	Retailer	Retailer	Consumer
Cast magnesium cooking griddle.....	2	Each \$1.83	Each \$2.25	Each \$2.25	Each \$3.75

These maximum prices are for the articles described in the manufacturer's application dated February 3, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory, net.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary

terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b). The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OEA Retail Ceiling Price—\$3.75
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5407; Filed, Apr. 3, 1945;
3:03 p. m.]

[MPR. 188, Order 3579]

HERSH ELECTRIC SPECIALTY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered.*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Hersh Electric Specialty Company, 102 East Walnut Street, Milwaukee, Wisconsin.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article—Convection-Electric Heater, No. C90

Maximum prices for manufacturer to:	Each
Wholesaler	\$3.80
Retailer (6 lot)	4.49
Retailer (less than 6 lot)	4.84
Maximum prices for sellers other than the manufacturer to:	
Retailer (6 lot)	4.49
Retailer (less than 6 lot)	4.84
Consumer	7.25

These maximum prices are for the articles described in the manufacturer's application dated February 6, 1945. They include the Federal Excise Tax.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are

f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OFA Retail Ceiling Price—\$7.25
Do Not Detach

This price includes the Federal Excise Tax

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5408; Filed, Apr. 3, 1945;
8:03 p. m.]

[MPR 188, Order 3580]

PIONEER MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered.*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Pioneer Mfg. Company, 1212 Jackson Street, Toledo, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Number	Maximum prices for sales by all persons to—		
		Wholesalers	Retailers	Consumers
Cigarette maker.	"Jim Dandy"	Per doz. \$1.89	Per doz. \$2.52	Each \$0.35

These maximum prices are for the articles described in the manufacturer's application dated February 19, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OFA Retail Ceiling Price—\$0.35 each
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5409; Filed, Apr. 3, 1945;
3:04 p. m.]

[MPR 188, Order 3581]

CARR AND JOHNSTON CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188, *It is ordered.*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Carr and Johnston Company, 1219 South Washington Street, Peoria 2, Illinois.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below.

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from their own stock	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Chest.....	BW-60	Each \$6.02	Each \$6.40	Each \$7.53
	BW-61	5.05	5.36	6.31
	BW-62	5.32	5.65	6.65
	BW-63	4.27	4.54	5.34
	BW-64	4.56	4.85	5.70

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated February 13, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-5410; Filed, Apr. 3, 1945;
3:04 p. m.]

[MPR 188, Order 3582]

ROBERT LENGQUIST FURNITURE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by

Robert Lengquist Furniture Company, 1129 East State Street, Rockford, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Record cabinet..	14	Each \$2.14	Each \$2.75

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the article described in the manufacturer's application dated February 10, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may

Article	Model	Maximum prices for sales by manufacturer to—			Maximum prices for sales by sellers other than the manufacturer to—	
		Wholesaler	Dropship wholesaler	Retailer	Retailer	Consumer
Clothes hamper, masonite.....	#100	Each \$3.23	Each \$3.62	Each \$3.84	Each \$3.84	Each \$3.95

These maximum prices are for the articles described in the manufacturer's application dated February 3, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until

be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-5411; Filed, Apr. 3, 1945;
3:04 p. m.]

[MPR 188, Order 3583]

G. S. STEWART CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the G. S. Stewart Company, Norwalk, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$5.95
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-5412; Filed, Apr. 3, 1945;
3:05 p. m.]

[MPR 188, Order 3584]

IMPERIAL PLATING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered.*

Article	Model	Maximum prices for sales by manufacturer to—			Maximum prices for sales by sellers other than the manufacturer to—	
		Wholesaler	Dropship wholesaler	Retailer	Retailer	Consumer
Tweezers.....	3 1/8" x 1/4"	Gross \$9.82	Gross \$10.90	Gross \$12.27	Gross \$12.27	Each \$0.15

These maximum prices are for the articles described in the manufacturer's application dated February 19, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 1% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$0.15
Do Not Detach

Article	Model	Maximum prices for sales by manufacturer to—			Maximum prices for sales by others than manufacturer to—	
		Wholesaler	Dropship wholesaler	Retailer	Retailer	Consumer
Bathroom hamper.....	LH-420.....	Each \$3.26	Each \$3.62	Each \$3.84	Each \$3.84	Each \$5.95

These maximum prices are for the articles described in the manufacturer's application dated February 14, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Imperial Plating Company, Stone Street, Fremont, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5413; Filed, Apr. 3, 1945;
3:06 p. m.]

[MPR 188, Order 3585]

IVEL CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered.*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Ivel Corporation, 211 West 61st Street, New York 23, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$5.95
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5414; Filed, Apr. 3, 1945;
3:06 p. m.]

[MPR 188, Order 3580]

JETOBA MANUFACTURING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered.*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Jetoba Manufacturing Company, 1811 Grand, Kansas City 8, Missouri.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sellers other than the manufacturer to—	Maximum prices for sales by manufacturer to—	
			Retailer	User
Clothes drying rack...	A3	Per doz. \$16.61	Per doz. \$16.61	Each \$1.93
	A2	10.93	10.93	2.49
Ironing board.....	A1	23.73	23.73	2.93

These maximum prices are for the articles described in the manufacturer's application dated February 2, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the retail prices properly filled in:

OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales

by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-5415; Filed, Apr. 3, 1945;
3:06 p. m.]

[MPR 188, Order 3587]

SERVICE METAL PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Service Metal Products Company, 630 West 26th Street, Chicago 16, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by manufacturer to—			Maximum prices for sales by sellers other than the manufacturer to—	
		Wholesaler	Dropship wholesaler	Retailer	Retailer	Consumer
Vegetable bin.....	600 601	Each \$1.20 1.20	Each \$1.33 1.33	Each \$1.50 1.50	Each \$1.50 1.50	Each \$2.50 2.50

These maximum prices are for the articles described in the manufacturer's application dated February 17, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a 2% discount for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following state-

No. 68—7

ment with the retail prices properly filled in:

OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-5416; Filed, Apr. 3, 1945;
3:07 p. m.]

[MPR 188, Order 3588]

LEXIE WILLIAMS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Lexie Williams, 807 South Third Street, Union City, Tenn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for manufacturer to—		Maximum prices for sellers other than the manufacturer to—	
		Jobber	Retailer	Retailer	User
Warehouse broom.....	Lb. 40	Per dozen \$10.00	Per dozen \$11.15	Per dozen \$11.15	Each \$1.52
Hear's broom.....	23	8.42	9.28	9.28	1.23
Whisk broom.....	-----	3.94	4.83	4.83	.65

These maximum prices are for the articles described in the manufacturer's application dated January 27, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices include the 10% as allowed in Order 716 and 3 cents per pound as allowed in Order 777. They are f. o. b. factory and subject to no cash discount.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the retail prices properly filled in:

OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of April 1945.

Issued this 3d day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-5417; Filed, Apr. 3, 1945;
3:07 p. m.]

[Max. Import Price Reg., Order 80]

FRED W KORTH & Co.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the importer may sell, and maximum prices at which wholesalers and retailers may buy and sell, certain die cast machined aluminum fly casting reels imported from Canada by Fred W Korth & Co., 500 East 134th Street, New York, N. Y., hereinafter called the "importer." These fly casting reels are marked "made in Canada" and identified by number 300.

(b) *Maximum prices on sales by the importer.* The importer may not sell these fly casting reels and no person may buy them from him at prices (including Federal excise taxes) exceeding the following:

Sales to wholesalers... \$7.50 each, f. o. b. New York.
Sales to retailers..... \$9.75 each, f. o. b. New York.
Sales to consumers.... \$15.75 each.

(c) *Maximum wholesale and retail prices.* No wholesaler or retailer may sell such fly casting reels and no person may buy them from such sellers at prices (including Federal Excise Tax) higher than the following:

Class of seller: *Maximum prices*
Sales by wholesalers.. \$9.75 each, f. o. b. shipping point.
Sales by retailers.... \$15.75 each.

(d) *Importer to notify wholesalers.* The importer shall furnish a copy of this order to each wholesaler to whom such fly casting reels are sold and shall also include on his invoice the following statement:

The enclosed Order No. 80 issued by the Office of Price Administration under the Maximum Import Price Regulation establishes your maximum selling price for these fly casting reels and requires you to notify your customers what is their maximum price as stated in the order.

(e) *Importer and wholesalers to notify retailers.* The importer and every wholesaler selling such fly casting reels to retailers shall include on his invoice to each retailer the following statement:

Your maximum selling price (including Federal Excise Tax) for these fly casting reels, as established by Order No. 80 issued by the Office of Price Administration under the Maximum Import Price Regulation is \$15.75 each.

(f) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective on April 5, 1945.

Issued this 4th day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5461; Filed, Apr. 4, 1945; 11:42 a. m.]

[Max. Import Price Reg., Order 81]

REYNOLDS INTERNATIONAL Co.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which any person may sell, and maximum prices at which any person, other than the importer, may buy certain sterling silver bracelets imported from Mexico by Reynolds International Company, 732 South Federal Street, Chicago, Illinois, hereinafter called the "importer." These bracelets are made in two styles (men's and women's). The men's bracelets are constructed of chain links with an identification plate approximately 2" long and 1/2" wide, and are stamped "Mexico Sterling-R" and women's bracelets are all chain link and are stamped "Mexico Sterling-RL"

(b) *Maximum prices on sales by any person except a retailer.* No person, other than a retailer, may sell or deliver and no person may buy or receive from such seller the bracelets described in paragraph (a) at a price higher than \$5.10 each, delivered, terms 2% 10 days.

(c) *Maximum retail prices.* No retailer may sell or deliver, and no person may buy or receive from a retailer, such bracelets at a price higher than \$8.95 each.

(d) *Importer or other seller to notify retailers.* The importer or other seller shall notify each retailer to whom such bracelets are sold, that the maximum retail selling price as established by the Office of Price Administration in Order No. 81 issued under the Maximum Import Price Regulation is \$8.95 each.

(e) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective on April 5, 1945.

Issued this 4th day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5462; Filed, Apr. 4, 1945; 11:42 a. m.]

[MPR 61, Amdt. 1 to Order 2]

MEN'S MILITARY OUTSOLES, MIDSOLES, INSOLES AND CIVILIAN OUTSOLES

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328 and in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration, It is ordered:

1. Paragraph (a) (2) is amended to read as follows:

(2) *Men's military grain insoles.*

Base Price in cents per pair for size 9, to produce insoles for current size 9D Munson Shoe Pattern.

Cut from—	5 1/2 to 7 1/2 iron after proper fleshing	5 iron after proper fleshing
Bends.....	34	23
Shoulders.....	33	23
Bellies.....	32	23

Size differentials. For each full size above size 9, add 2¢ per pair to base price. For each full size below 9, deduct 1¢ per pair from base price.

This amendment shall become effective April 9, 1945.

Issued this 4th day of April 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-5459; Filed, Apr. 4, 1945; 11:42 a. m.]

[MPR 64, Amdt. 1 to Order 170]

TENNESSEE STOVE WORKS

APPROVAL OF MAXIMUM RESALE PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, It is ordered, That Order No. 170 under Maximum Price Regulation No. 64 is amended in the following respects:

1. Paragraph (b) is amended by deleting the period at the end of the paragraph and adding the following language: "together with a list of the states included in each zone. This tag or label may not be removed until after the stove has been sold to an ultimate consumer"

2. Paragraph (c) is amended by deleting from Zone 1 and adding to Zone 2 the District of Columbia and the following states: New York, Michigan, Pennsylvania, Delaware, Illinois, Indiana, Ohio, West Virginia, Virginia, and Maryland.

This amendment shall become effective on the 5th day of April 1945.

Issued this 4th day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5464; Filed, Apr. 4, 1945; 11:43 a. m.]

[MPR 136, Amdt. 1, 2d Rev. Order 88]

GENERAL ELECTRIC Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1390.25a of Maximum Price Regulation No. 136 and section 6.4 of Second Revised Supplementary Regulation No. 14, It is ordered, That Second Revised Order No. 88 under Maximum Price Regulation No. 136 is amended in the following respects:

1. Paragraph (a) is amended by adding the following model number and maxi-

maximum price at the end of the list of models and prices headed "Monitor top sealed units".

Model: _____
FEA 35----- *Maximum price for each unit* \$111.44

2. Paragraph (b) is amended by adding the following model number and maximum price at the end of the list of models and prices headed "Monitor top sealed units".

Model: _____
FEA 35----- *Maximum price for each unit* \$123.59

3. Paragraph (c) is amended by adding the following model number and maximum price at the end of the list of models and prices headed "Monitor top sealed units".

Model: _____
FEA 35----- *Maximum price for each unit* \$164.50

This amendment shall become effective on the 5th day of April 1945.

Issued this 4th day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5466; Filed, Apr. 4, 1945; 11:43 a. m.]

[RMFR 143, Rev. Order 35]

KELLY-SPRINGFIELD TIRE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 7 of Revised Maximum Price Regulation 143, Order No. 35 under Revised Maximum Price Regulation 143 is redesignated Revised Order No. 35 and is amended to read as follows:

(a) *What this revised order does.* This revised order establishes maximum prices for sales at retail of rock service and logger tires carrying the brand name "Kelly Lug Trac" and manufactured by the Kelly-Springfield Company of Cumberland, Maryland.

(b) *Maximum retail prices.* The maximum retail prices for "Kelly Lug Trac" tires made by the Kelly-Springfield Tire Company, Cumberland, Maryland, shall be:

Size	Ply	Maximum retail price
8.25-20-----	10	\$72.50
8.25-20-----	12	83.20
9.00-20-----	10	86.25
9.00-20-----	12	100.90
10.00-20-----	12	109.60
10.00-20-----	14	125.70
10.00-22-----	12	114.90
10.00-22-----	14	131.55
11.00-20-----	12	123.15
11.00-20-----	14	154.00
11.00-22-----	12	130.10
11.00-22-----	14	155.50
11.00-24-----	14	162.80
12.00-24-----	16	210.55
13.00-24-----	16	220.55
14.00-24-----	20	331.90
16.00-24-----	20	553.35
18.00-24-----	20	610.85

(c) With or prior to the first delivery of any tire covered by this revised order to any dealer or jobber, the seller shall furnish such buyer a notification in writ-

ing setting forth the applicable maximum retail price of the commodity; and if the purchaser is a jobber, the notification shall include a statement that the jobber is required to furnish his buyer a notification in writing setting forth the maximum retail price of the commodity.

(d) All discounts, allowances, and trade practices of the seller in effect during March 1942 shall apply to retail sales of commodities covered by this revised order.

(e) The posting, sales slip and record provisions of sections 8, 9, and 10 of Maximum Price Regulation 528, and all other provisions of Maximum Price Regulation 528 not inconsistent with this revised order, shall apply to all retail sales of commodities covered by this revised order.

(f) This revised order may be revoked or amended by the Office of Price Administration at any time.

This revised order shall become effective April 5, 1945.

Issued this 4th day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator

[F. R. Doc. 45-5467; Filed, Apr. 4, 1945; 11:43 a. m.]

[MPR 149, Order 49]

ACME RUBBER MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1315.30a of Maximum Price Regulation 149, *It is ordered:*

(a) This order applies to all sales by the manufacturer and by wholesalers of the hose manufactured by the Acme Rubber Manufacturing Company, Trenton, New Jersey, which is described in paragraph (b) below.

(b) *Maximum prices.* The maximum prices for sales to wholesalers by the Acme Rubber Manufacturing Company, Trenton, New Jersey, of the following types and sizes of rubber wire inserted radiator hose which it manufactures shall be as follows:

Size	Per 100 feet
1½" I. D.-----	\$15.10
1¾" I. D.-----	19.01
2" I. D.-----	21.74

less all discounts, allowances and other deductions it had in effect to each class of purchaser on October 1, 1941.

(c) The maximum price for any sale by a wholesaler of the hose described in paragraphs (a) and (b) shall be the wholesaler's base period selling price (or the maximum price of such wholesaler in effect to a purchaser of the same class immediately prior to the effective date of this order) increased by the following amounts for the following types of hose:

Size	Amount to be added on by dealer (per 100 feet)
1½" I. D.-----	\$1.60
1¾" I. D.-----	3.01
2" I. D.-----	2.74

(d) Before or with the delivery of any of the commodities covered by this order

the manufacturer and each wholesaler shall give each wholesaler to whom he sells a written notification of the provisions of paragraph (c) of this order dealing with the maximum prices for the wholesaler's resales of the hose.

(e) This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective April 5, 1945.

Issued this 4th day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-5468; Filed, Apr. 4, 1945; 11:44 a. m.]

[RMFR 528, Order 34]

TIRES AND TUBES, RECAPPING AND REPAIRING, AND CERTAIN REPAIR MATERIALS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for a new 9.00-16, 8 ply mud and snow tire shall be \$68.40, each.

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective April 5, 1945.

Issued this 4th day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-5469; Filed, Apr. 4, 1945; 11:48 a. m.]

[Supp. Order 94, Corr. to Order 21]

UNITED STATES TREASURY DEPARTMENT, PROCUREMENT DIVISION

SPECIAL MAXIMUM PRICES FOR SALES OF M-2 50-CALIBRE AMMUNITION-BOXES

The description in Order 21 under Supplementary Order 94 is hereby corrected to read as follows:

U. S. Army M-2 50-calibre ammunition box, dimensions 6" x 12" x 7½" more or less.

This correction shall become effective April 5, 1945.

Issued this 4th day of April 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-5463; Filed, Apr. 4, 1945; 11:43 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register March 30, 1945.

REGION I

Boston Order 5-F, Amendment 10, covering fresh fruits and vegetables in certain cities in Massachusetts, filed 9:17 a. m.

Boston Order 1-C, Amendment 2, covering poultry in the Boston, Massachusetts Area, filed 9:22 a. m.

Boston Order 1-C, Amendment 3, covering poultry in certain areas in the State of Massachusetts, filed 9:27 a. m.

Providence Order 2-F, Amendment 24, covering fresh fruits and vegetables in certain areas in the State of Rhode Island, filed 9:26 a. m.

REGION III

Lexington Order 2-F, Amendment 66, covering fresh fruits and vegetables in certain counties in Kentucky, filed 9:26 a. m.

REGION IV

Atlanta Order 1-B, Amendment 1, covering certain food items in the Atlanta, Ga., Area, filed 9:22 a. m.

Birmingham Order 4-W, Amendment 2, covering community food prices in the Birmingham, Ala., Area, filed 9:17 a. m.

REGION VI

Chicago Order 2-F, Amendment 52, covering fresh fruits and vegetables in certain counties in Illinois and Indiana, filed 9:17 a. m.

Chicago Order 2-F, Amendment 53, covering fresh fruits and vegetables in certain counties in Illinois and Indiana, filed 9:18 a. m.

Des Moines Order 1-F, Amendment 54, covering fresh fruits and vegetables in the Des Moines Area, filed 9:32 a. m.

Des Moines Order 3-F Amendment 2, covering fresh fruits and vegetables in the Cedar Rapids Area, filed 9:32 a. m.

Des Moines Order 8-W, Amendment 1, covering certain food items in certain counties in Iowa, filed 9:19 a. m.

Des Moines Order 15, Amendment 3, covering certain food items in certain counties in Iowa, filed 9:19 a. m.

Des Moines Order 9-W, Amendment 1, covering certain food items in certain counties in Iowa, filed 9:19 a. m.

Des Moines Order 16, Amendment 3, covering fresh food items in certain counties in the State of Iowa, filed 9:19 a. m.

Des Moines Order 17, Amendment 2, covering certain dry groceries in the Des Moines, Iowa, Area, filed 9:20 a. m.

Duluth-Superior Order 1-F Amendment 61, covering fresh fruits and vegetables in certain areas in Minnesota, filed 9:20 a. m.

La Crosse Order 1-F, Amendment 59, covering fresh fruits and vegetables in certain cities in Wisconsin and Minnesota, filed 9:21 a. m.

La Crosse Order 3-F, Amendment 55, covering fresh fruits and vegetables in certain cities in Wisconsin, filed 9:21 a. m.

La Crosse Order 5-F Amendment 54, covering fresh fruits and vegetables in certain cities in Minnesota, filed 9:21 a. m.

Milwaukee Order 2-C, Amendment 3, covering poultry in certain counties in Wisconsin, filed 9:21 a. m.

Omaha Order 7-F, Amendment 38, covering fresh fruits and vegetables in certain areas in Iowa and Nebraska, filed 9:32 a. m.

Omaha Order 8-F, Amendment 35, covering fresh fruits and vegetables in Lincoln, Nebraska, filed 9:33 a. m.

Omaha Order 8-F, Amendment 36, covering fresh fruits and vegetables in Lincoln, Nebraska, filed 9:32 a. m.

Peoria Order 2-F, Amendment 45, covering fresh fruits and vegetables in certain areas in Illinois, filed 9:19 a. m.

Peoria Order 3-F, Amendment 44, covering fresh fruits and vegetables in certain cities in Illinois, filed 9:19 a. m.

Peoria Order 4-F, Amendment 40, covering fresh fruits and vegetables in certain cities in Illinois, filed 9:18 a. m.

Peoria Order 5-F, Amendment 27, covering fresh fruits and vegetables in certain cities in Illinois, filed 9:33 a. m.

Quad-Cities Order 40, Amendment 3, covering certain dry groceries in certain counties in Iowa and Illinois, filed 9:33 a. m.

REGION VII

Albuquerque Order 8-F Amendment 5, covering fresh fruits and vegetables in the Albuquerque Area, filed 9:27 a. m.

REGION VIII

Seattle Order 6-F, Amendment 20, covering fresh fruits and vegetables in the Seattle and Bremerton, Wash., Area, filed 9:23 a. m.

Seattle Order 6-F, Amendment 22, covering fresh fruits and vegetables in the Seattle and Bremerton, Wash., Area, filed 9:12 a. m.

Seattle Order 7-F Amendment 19, covering fresh fruits and vegetables in the Tacoma, Wash., Area, filed 9:23 a. m.

Seattle Order 7-F, Amendment 21, covering fresh fruits and vegetables in the Tacoma, Wash., Area, filed 9:12 a. m.

Seattle Order 8-F, Amendment 17, covering fresh fruits and vegetables in the Everett, Wash., Area, filed 9:24 a. m.

Seattle Order 8-F, Amendment 19, covering fresh fruits and vegetables in the Everett, Wash., Area, filed 9:12 a. m.

Seattle Order 9-F, Amendment 20, covering fresh fruits and vegetables in the Seattle and Bremerton, Wash., Area, filed 9:24 a. m.

Seattle Order 9-F, Amendment 22, covering fresh fruits and vegetables in the Seattle and Bremerton, Wash., Area, filed 9:15 a. m.

Seattle Order 10-F Amendment 16, covering fresh fruits and vegetables in the Bellingham, Wash., Area, filed 9:24 a. m.

Seattle Order 10-F Amendment 18, covering fresh fruits and vegetables in the Bellingham, Wash., Area, filed 9:13 a. m.

Seattle Order 11-F, Amendment 17, covering fresh fruits and vegetables in the Olympia, Wash., Area, filed 9:24 a. m.

Seattle Order 11-F, Amendment 19, covering fresh fruits and vegetables in the Olympia, Wash., Area, filed 9:13 a. m.

Seattle Order 12-F Amendment 16, covering fresh fruits and vegetables in the Aberdeen-Hoquiam, Wash., Area, filed 9:25 a. m.

Seattle Order 12-F, Amendment 18, covering fresh fruits and vegetables in the Aberdeen-Hoquiam, Wash., Area, filed 9:14 a. m.

Seattle Order 13-F Amendment 18, covering fresh fruits and vegetables in the Centralia-Chehalis, Wash., Area, filed 9:25 a. m.

Seattle Order 13-F, Amendment 20, covering fresh fruits and vegetables in the Centralia-Chehalis, Wash., Area, filed 9:14 a. m.

Seattle Order 14-F, Amendment 16, covering fresh fruits and vegetables in the Wenatchee, Wash., Area, filed 9:26 a. m.

Seattle Order 14-F, Amendment 18, covering fresh fruits and vegetables in the Wenatchee, Wash., Area, filed 9:15 a. m.

Seattle Order 15-F, Amendment 17, covering fresh fruits and vegetables in the Yakima, Wash., Area, filed 9:25 a. m.

Seattle Order 15-F, Amendment 19, covering fresh fruits and vegetables in the Yakima, Wash., Area, filed 9:15 a. m.

Spokane Order 1-C, Amendment 3, covering poultry in certain areas in Idaho and Washington, filed 9:22 a. m.

Spokane Order 10-F, Amendment 7, covering fresh fruits and vegetables in the Shoshone and Kootenai Counties, Idaho, filed 9:15 a. m.

Spokane Order 12-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Washington and Idaho, filed 9:16 a. m.

Spokane Order 13-F, Amendment 8, covering fresh fruits and vegetables in Walla Walla and Columbia Counties, Wash., filed 9:16 a. m.

Spokane Order 14-F, Amendment 8, covering fresh fruits and vegetables in the Ben-

ton and Franklin Counties, Wash., filed 9:16 a. m.

Spokane Order 30, covering canned fruits and vegetables in the Spokane Area, filed 9:15 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 45-5374; Filed, Apr. 3, 1945;
11:46 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 525 et al.]

LATIN AMERICAN PROCEEDING

NOTICE OF ORAL ARGUMENT

In the matter of the applications for certificates of public convenience and necessity authorizing additional air service in Mexico, Central and South America, and the Caribbean under section 401 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that oral argument in the above-entitled proceeding is assigned to be held on April 30, 1945, at 10 a. m. (eastern war time) in Room 5042, Commerce Building, 14th and Constitution Avenue NW Washington, D. C., before the Board.

Dated: Washington, D. C., April 3, 1945.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 45-5454; Filed, Apr. 4, 1945;
11:24 a. m.]

[Docket No. 1709]

NATIONAL AIRLINES, INC., JACKSONVILLE-
MIAMI NONSTOP SERVICE

NOTICE OF ORAL ARGUMENT

In the matter of the application of National Airlines, Inc., for authority to inaugurate nonstop service between Jacksonville and Miami under § 238.3 of the Board's economic regulations.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 1001 of said act, that oral argument in the above-entitled proceeding is assigned to be held on April 18, 1945, at 10 a. m. (eastern war time) in Room 5042, Commerce Building, 14th Street and Constitution Avenue, N. W., Washington, D. C., before the Board.

Dated: Washington, D. C., April 2, 1945.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 45-5455; Filed, Apr. 4, 1945;
11:24 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1042]

SOUTHERN NATURAL GAS CO. AND SOUTHERN PRODUCTION CO., INC.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 3d day of April, A. D. 1945.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Southern Natural Gas Company ("Southern") a registered holding company, and its subsidiary, Southern Production Company, Inc. ("Production"), both of these companies being subsidiaries of Federal Water and Gas Corporation, a registered holding company.

Notice is further given that any interested person may, not later than the 16th day of April 1945, at 5:30 p. m., e. w. t., request the Commission in writing that a hearing be held on such matter stating the reasons for such request and the nature of his interest or require that he be notified if the Commission should order a hearing thereon; at any time thereafter, such joint application-declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said joint application-declaration which is on file in the office of this Commission for a statement of the transactions therein proposed which are summarized as follows:

Production, the securities of which are entirely owned by Southern, proposes to issue and sell to Southern for cash at the principal amount thereof, and Southern proposes to acquire, 2½% Serial Notes of Production in an aggregate amount not to exceed \$600,000 and in a minimum amount of not less than \$400,000. These Serial Notes are to mature in amounts of \$100,000 beginning on the first day of the 13th month following the first month in which any of such notes are issued and at the rate of \$100,000 at the end of each 12 months period thereafter until all of such notes are discharged.

It is represented that the above proposed transactions are a part of Southern's general program for the acquisition and development of additional supplies of gas for its pipe line system.

The filing has designated sections 6 (b) and 10 of the act and Rules U-43 and U-45 promulgated thereunder as

being applicable to the proposed transactions.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.[F. R. Doc. 45-5441; Filed, Apr. 4, 1945;
11:03 a. m.]

[File No. 70-1052]

ELECTRIC BOND AND SHARE CO., ET AL.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 31st day of March, A. D. 1945.

In the matter of Electric Bond and Share Company, Ebasco Services Incorporated; and Two Rector Street Corporation, File No. 70-1052.

Notice is hereby given that a joint application and declaration has been filed with this Commission pursuant to sections 6 (b) and 12 and Rules U-42 and U-45 thereunder, of the Public Utility Holding Company Act of 1935, by Electric Bond and Share Company ("Bond and Share") a registered holding company, and its non-utility subsidiary, Ebasco Services Incorporated ("Ebasco") and by Ebasco's non-utility subsidiary, Two Rector Street Corporation ("Two Rector Street").

All interested persons are referred to said joint application, which is on file in the office of said Commission for a statement of the transactions therein proposed, which are summarized below:

Two Rector Street, all of whose common stock is owned by Ebasco, has outstanding in the hands of The Prudential Insurance Company of America, a \$2,889,400 First Mortgage on real estate bearing interest at 5% and maturing April 1, 1945. Two Rector Street proposes to pay \$189,400 on account of principal of this indebtedness on April 1, 1945 and to renew the balance of \$2,700,000 from April 1, 1945 for ten years with interest at the rate of 4½% per annum for nine years and nine months, and 5% thereafter. Payments on account of principal are to be made quarterly beginning April 1, 1945 at the rate of \$100,000 annually.

The extension of the mortgage indebtedness of \$2,700,000 is predicated upon renewal of the lease which expires April 1, 1946 between Two Rector Street as lessor and Ebasco as lessee for the same period as the Mortgage extension and at a minimum net rental, the amount of which shall at all times be sufficient to equal in amount the payments of interest and principal due under the terms of the Mortgage extension. This amount, which is calculated initially at \$225,000 per annum, will be reduced on a sliding scale basis as principal is amortized. In this connection, Bond and Share, Ebasco, Two Rector

Street and The Prudential Insurance Company of America propose to execute and deliver agreements which will continue in effect the present lease situation for the period above mentioned and modified only in the foregoing respects.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said joint application and declaration and that said declaration and application shall not become effective or be granted except pursuant to further order of the Commission:

It is ordered, That a hearing on said joint application and declaration under the applicable provisions of the act and the rules of the Commission thereunder be held on April 11, 1945 at 10:00 a. m., e. w. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which the hearing will be held.

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to the applicants and declarants herein; and that notice of said hearing to be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings, or proposing to intervene therein, shall file with the Secretary of the Commission on or before April 9, 1945 his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues presented by said application and declaration, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the renewal of the indebtedness of Two Rector Street Corporation is solely for the purpose of financing the business of such company and such company is not a holding company, a public utility company, an investment company, or a fiscal or financing agency of a holding company, a public utility company, or an investment company;

(2) Whether it is necessary to impose any terms or conditions to ensure that the contracts will not operate to the detriment of associated companies for which Ebasco is required to perform services at cost;

(3) Whether any other terms and conditions are necessary or appropriate in the public interest or for the protection

of investors or consumers, or are necessary to ensure compliance with the act and the rules and regulations or orders promulgated thereunder;

(4) Whether in any respect the proposed transactions are detrimental to the public interest or the interest of investors or consumers, or will tend to circumvent the purpose of the act, or the rules and regulations or orders thereunder.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 45-5442; Filed, Apr. 4, 1945;
11:03 a. m.]

KIDDER PEABODY & Co.

ORDER DISMISSING PROCEEDINGS, SUSPENDING MEMBERSHIP ON NATIONAL SECURITIES EXCHANGE AND IN REGISTERED SECURITIES ASSOCIATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 2d day of April, A. D. 1945.

In the matter of Kidder Peabody & Co., a partnership, et al., 17 Wall Street, New York, N. Y.

Proceedings having been instituted pursuant to sections 15 (b), 15A and 19 (a) (3) of the Securities Exchange Act of 1934 to determine whether to revoke the registration of Kidder Peabody & Co. as an over-the-counter broker and dealer, whether to suspend or expel Kidder Peabody & Co. from membership in National Association of Securities Dealers, Inc., or whether to suspend or expel Kidder Peabody & Co. or any of its partners from the New York Stock Exchange, New York Curb Exchange, and the Boston Stock Exchange, or any of them; a private hearing having been held after due notice, the Commission being duly advised and having this day issued its findings and opinion herein; on the basis of said findings and opinion; *It is ordered.*

(1) That the proceedings under section 15 (b) of the act be and the same hereby are dismissed;

(2) That the proceedings under section 19 (a) (3) be and they are hereby dismissed as to all respondents except Harry C. Clifford, and that the said Harry C. Clifford be and he hereby is suspended from membership in the New York Stock Exchange for a period of 10 days, said period of suspension to begin 15 days from the date hereof; and

(3) That Kidder Peabody & Co. be and hereby is suspended from membership in the National Association of Securities Dealers, Inc., for a period of 10 days, said period of suspension to begin 15 days from date hereof.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 45-5440; Filed, Apr. 4, 1945;
11:03 a. m.]

WAR FOOD ADMINISTRATION.

MOORE STOCKYARDS, TUPELO, MISS.

NOTICE AS TO POSTED STOCKYARD

It has been ascertained that the Moore & McCord Stockyards, Tupelo, Mississippi, posted on September 21, 1938, as coming within the jurisdiction of the Packers and Stockyards Act, 1921, as amended, is now owned and operated by Murray L. Moore, Mrs. R. L. Moore, and Fay R. Moore, partners doing business as Moore Commission Co., and that the name of the yard is now Moore Stockyards. Therefore, the posted name of the stockyard is changed to Moore Stockyards, and notice of such fact is given to the owners of the stockyard, and to the public by filing notice with the Division of the Federal Register.

(7 U.S.C. 181 et seq., E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Done at Washington, D. C., this 3d day of April 1945.

THOMAS J. FLAVIN,
Assistant to the
War Food Administrator

[F. R. Doc. 45-5421; Filed, Apr. 3, 1945;
3:15 p. m.]

WAR PRODUCTION BOARD.

[C-294]

THE CUMBERLAND AND WESTERNPORT
TRANSIT CO.

CONSENT ORDER

The Cumberland and Westernport Transit Company, a Maryland corporation of Frostburg, Maryland, is engaged in public transportation and at the present time, maintains and operates 23 motor coaches. During 1943 and 1944, it substantially exceeded a practical minimum working inventory of motor and coach parts in violation of War Production Board Priorities Regulation No. 1, particularly § 944.14, and while using Consumer's Certificates as prescribed in War Production Board Order L-158, it failed to comply with the provisions and requirements thereof. The Cumberland and Westernport Transit Company admits the violations but states that they were not wilful. The Cumberland and Westernport Transit Company does not care to contest the issue of wilfulness and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of The Cumberland and Westernport Transit Company, the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) From and after the date of this order The Cumberland and Westernport Transit Company, its successors or assigns, shall not maintain an inventory of motor and coach parts of a dollar cost value exceeding \$7500.00 unless otherwise specifically authorized in writing by the War Production Board.

(b) The Cumberland and Westernport Transit Company, its successors or assigns, shall forthwith dispose of its excess inventory over and above said dollar cost value of \$7500.00.

(c) Nothing contained in this order shall be deemed to relieve The Cumberland and Westernport Transit Company, its successors or assigns, from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

Issued this 2d day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-5299; Filed, Apr. 2, 1945;
4:09 p. m.]

[C-295]

JOSEPH LACHOW CO.

CONSENT ORDER

Joseph Lachow, individually and doing business as Joseph Lachow Company, with offices at 15 West Congress Street, Detroit, Michigan, is engaged in the sale of real estate and in general contracting. Without permission of the War Production Board, Joseph Lachow did construction in November, 1944, of a store at 13356 Michigan Avenue, Dearborn, Michigan, the estimated cost of which was in excess of \$200, in violation of Conservation Order L-41. Joseph Lachow admits the violation as charged, does not desire to contest the charge, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Joseph Lachow, individually and doing business as Joseph Lachow Company, the Regional Compliance Chief and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Joseph Lachow shall do no construction on the premises at 13356 Michigan Avenue, Dearborn, Michigan, including putting up, altering or finishing the structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Joseph Lachow from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to Joseph Lachow, individually and doing business as Joseph Lachow Company, his successors and assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 2d day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-5300; Filed, Apr. 2, 1945;
4:09 p. m.]